Volume 84 of 111

(Accused Copy)

VERBATIM [1]

RECORD OF TRIAL [2]

(and accompanying papers)

of

MANNING, Bradley E.	[redacted]	PFC/E-3
(Name: Last, First, Middle Initial)	*(Social Security Number)*	*(Rank)*
Headquarters and Headquarters Company, United States Army Garrison	U.S. Army	Fort Myer, VA 22211
(Unit/Command Name)	*(Branch of Service)*	*(Station or Ship)*

By

GENERAL COURT-MARTIAL

Convened by Commander
(Title of Convening Authority)

UNITED STATES ARMY MILITARY DISTRICT OF WASHINGTON
(Unit/Command of Convening Authority)

Tried at

Fort Meade, MD *(Place or Places of Trial)* on *see below* *(Date or Dates of Trial)*

Date or Dates of Trial:

23 February 2012, 15-16 March 2012, 24-26 April 2012, 6-8 June 2012, 25 June 2012, 16-19 July 2012, 28-30 August 2012, 2 October 2012, 12 October 2012, 17-18 October 2012, 7-8 November 2012, 27 November - 2 December 2012, 5-7 December 2012, 10-11 December 2012, 8-9 January 2013, 16 January 2013, 26 February - 1 March 2013, 8 March 2013, 10 April 2013, 7-8 May 2013, 21 May 2013, 3-5 June 2013, 10-12 June 2013, 17-18 June 2013, 25-28 June 2013, 1-2 July 2013, 8-10 July 2013, 15 July 2013, 18-19 July 2013, 25-26 July 2013, 28 July - 2 August 2013, 5-9 August 2013, 12-14 August 2013, 16 August 2013, and 19-21 August 2013.

1 *Insert "verbatim" or "summarized" as appropriate. (This form will be used by the Army and Navy for verbatim records of trial only.)*

2 *See inside back cover for instructions as to preparation and arrangement.*

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Tuesday, March 13, 2012 9:46 AM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Cc: Matthew kemkes <matthew.kemkes@organization.com>; 'Bouchard, Paul R CPT USARMY (US)' <paul.r.bouchard.mil@mail.mil>; 'Joshua Tooman' <joshua.j.tooman.mil@mail mil>; 'Santiago, Melissa S CW2 USARMY (US)' <melissa.s.santiago@us.army.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA <jairo.parra@organization.com>
Subject: Email Address

Ashden,

I have created an email account for the government called mdwgov@yahoo.com. The password for the account is password1234. I will be sending defense reply motions today to your government addresses. Please respond so that I know you that have received the reply motions. In the future, unless directed not to do so by the Court, I will send defense emails to the yahoo address as well as your government addresses.

As I asked you several weeks ago, can you tell me what steps the government has taken to ensure that it has received all previously blocked emails that contained "WL"? How far back did the government block emails with the "WL" word?

Let me know if you have any questions.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
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www.armycourtmartialdefense.com

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From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 13, 2012 9:48 AM
To: David Coombs
Cc: Matthew kemkes; 'Bouchard, Paul R CPT USARMY (US)'; 'Joshua Tooman'; 'Santiago, Melissa S CW2 USARMY (US)'; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Subject: RE: Email Address

Importance: High

David,
Please do not send any government document to a civilian account. Please send to our normal email and include my AKO. This is a security issue that we can take up with the MJ this week. Thank you.

v/r
Ashden

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 13, 2012 9:52 AM
To: David Coombs
Cc: Matthew kemkes; 'Bouchard, Paul R CPT USARMY (US)'; 'Joshua Tooman'; 'Santiago, Melissa S CW2 USARMY (US)'; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Subject: RE: Email Address

Importance: High

David,

Additionally, I am working on getting you an answer to your question you asked last week on 6 March 2012 and asked again on this past Sunday. The most efficient way to ensure we receive an email is to wait an hour or two and see if one of us replies that we received the email. If not, then I recommend calling our office to confirm receipt and then we can go forward.

v/r

Ashden

From: [redacted]@usdoj.gov]
Sent: Tuesday, March 13, 2012 10:29 AM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Subject: FW: NCIX Documents (UNCLASSIFIED)

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Red Category

Good Morning Sgt. Bradley, hope all is well with you. We will be responding to you in the very near future but I wanted to ask a few questions about your discovery process as I am not familiar with military trials. If information is deemed discoverable, are there rules to ensure that the defense does not publicly disclose such materials? Are there any other mechanisms by which such information could be made public? Look forward to hearing from you soon. Best Regards, [redacted]

[redacted] (Field Operations and Information) Bureau of Alcohol, Tobacco, Firearms and Explosives U.S. Department of Justice
99 New York Ave. NE
Rm. 6E-441
Washington, DC 20226
[redacted]-desk
-cell
-fax

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ATTORNEY WORK PRODUCT PRIVILEGED DOCUMENT ATTORNEY-CLIENT PRIVILEGED COMMUNICATION

****
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02923690

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 13, 2012 8:17 PM
To: David Coombs
Cc: Matthew kemkes; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: RE: please call

David,

We have started reviewing your enclosures for the replies and it appears to contain similar information that we have discussed before- relating a certain OCA by name to the actual specification (the enclosures/attachments with your reply and the motions). In our reply, we enclosed the same email but provided a redacted form, yet in yours you kept the reference.

We need to warn everyone not to open the documents until tomorrow morning, until we consult with the OCA. I recommend you send an email to all parties asking them not to open any of the documents until tomorrow morning, and then we can chat late tomorrow morning.

v/r
Ashden

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Tuesday, March 13, 2012 9:17 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Cc: Matthew kemkes <matthew.kemkes@organization.com>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>
Subject: RE: please call

Ashden,

I've looked more closely, and I don't see anything referencing the organization in either of the documents you are concerned about. The footnote that you believe applies does not speak to a named individual, but rather the organization. So, even under your beyond-strained reading of the footnote, there is no problem here.

Best,
David

David E. Coombs, Esq.
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Providence, RI 02906
Toll Free: 1-800-588-4156
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From: [redacted]@doc.gov]
Sent: Thursday, March 15, 2012 7:30 PM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

U//FOUO

Sgt. Bradley - [redacted] is the appropriate OGC contact. Please let me know if you need anything else.

[redacted]

02562271

From: [redacted] (US) <[redacted]@mail.mil>
Sent: Friday, March 16, 2012 8:29 AM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>
Subject: SIPR Access for CDC (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Gents,

We need to discuss the specific needs of the CDC for a location in RI for him to produce, store and transmit classified pleadings. My read is as follows:

1. Classified Computer - preferably stand alone lap top SECRET LEVEL.

2. Classified storage for documents and computer.

3. Access to government official who has SIPR access and can pdf and transmit the pleadings via SIPR to the court and you.

Do you concur? We have a couple of leads on government facilities in RH that may be able to accommodate these security needs. I would like to ensure we have captured all of the needs however, prior to engaging with them.

r/
[redacted]

[redacted]
Office of the Judge Advocate General of the Army, Pentagon 3D548
NIPR: [redacted]@mail.mil
SIPR: [redacted]@HQDA-S.army.smil.mil
JWICS: [redacted]@dami.ic.gov
Tel: [redacted]

Classification: UNCLASSIFIED
Caveats: NONE

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Saturday, March 17, 2012 3:48 PM
To: [redacted]@gsa.gov'
Subject: Re: Request to Review NCIX Response (UNCLASSIFIED)

[redacted],

I apologize for not responding to your email earlier, our team has been out of the office since the 13th due to the motions hearing we for the trial. I will certainly double check with CPT Fein on Monday to ensure he has received the email and if not, we will figure out another means if necessary. Please let me know if you need anything from us in the meantime and we will be more than happy to help.

Very Respectfully,
SGT Princeton Bradley
OSJA, Military Justice
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Monday, March 19, 2012 3:53 PM
To: [redacted]@doc.gov'
Subject: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Ma'am,

Good afternoon. I am a paralegal for the prosecution team in the Court-Martial of Private First Class Bradley Manning in connection with "W#kileaks." The purpose of this email is twofold: first, to affirm that you are a member of the General Counsel's Office, and second, request a copy of all documents that your organization provided to NCIX approximately one year ago. Although we have been coordinating with NCIX/ODNI for the past year, just recently they have determined that we cannot review copies of your organization's documents in their possession, and we must directly go to your organization to coordinate a review.

We are requesting this information to determine if there is any information that may be discoverable and may require production by the government. None of the information will leave our office, unless your organization has approved its release, and if those documents are classified, they will remain classified at all times.

We would like to review the documents from your organization as soon as possible. This short suspense is necessary as the accused was arraigned on the 23rd of February, and to allow for enough time to coordinate with your organization, if information is discoverable. If the documents referenced are classified, please feel free to use the SIPRNET and JWICS email address for our lead prosecutor, Captain Ashden Fein. If you would like to speak with me, please call at 202-685-1975 and if you would like to speak with our lead prosecutor, please call Captain Ashden Fein at 202-685-4572.

SIPRNET: ashden.fein@jfhqncr.northcom.smil.mil

JWICS: ashden.fein@dodiis.ic.gov

Thank you.

Very Respectfully,

02979415

Princeton Bradley

Sergeant, U.S. Army

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

From: [redacted]@doc.gov]
Sent: Monday, March 19, 2012 4:21 PM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA; [redacted]
Cc: [redacted]
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

I am forwarding your message to [redacted] in the Department of Commerce Office of Security (OSY). He has been handling and coordinating your request for records. As he informed you, OSY has been waiting for a formal written request for records from the Army, including the legal authority for the request, the specific records requested, why they are needed, how they will be handled and maintained (consistent with all applicable law), who will have access to them, and that any further disclosure will be with the review and consent of the Department of Commerce. As [redacted] explained to you, the letter of request should be signed by someone with the authority to make the request - at a high level in the organization.

Please contact [redacted] for any questions about any records that might be at issue.

[redacted]

General Law Division/Office of the General Counsel

telephone: [redacted]

fax: [redacted]

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From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, March 19, 2012 10:33 PM
To: David Coombs
Cc: Matthew kemkes; 'Bouchard, Paul R CPT USARMY (US)'; 'Joshua Tooman'; 'Santiago, Melissa S CW2 USARMY (US)'; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; CPT Angel Overgaard; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: Discovery, etc.
Attachments: 120316-Court Protective Order.pdf

David,

The United States intends to produce multiple interim CCIU forensic reports. If using the normal production process, we would deliver 2.7 million pages in classified discovery. Over the past few months, we have been working to prepare these massive files for production. The United States would like to offer two courses of action, to make this more efficient for the defense and ultimately easier to identify the changes (if any) in the reports. Most of the reports contain repetitive enclosures and attachments which are identical to the ones in the final report.

Option 1: The United States produces all reports and enclosures with BATES numbers, but with "htm" and "html" files in a "zip" file. This production would total approximately 235,000 documents containing 1.2 million pages.

Option 2: The United States produces only the unique documents. We ran a MD5 hash program against the final report and all the interim reports. We know which documents are unique and which are not. This production would total approximately 550 unique documents containing 105,000 pages.

We leave this option up to the defense. Our default is to produce the information as we received it following the normal process. Please let me know which option the defense prefers in order to make this more efficient.

-Break-

Attached is the Court protective order for classified information. Please have all members of the defense team sign the acknowledgment and send back a scanned version.

-Break-

We are still working on obtaining a local government facility for you to work from and hopefully I will have an answer by Wednesday.

v/r
Ashden

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Tuesday, March 20, 2012 8:50 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: Matthew kemkes <matthew.kemkes@us.army.mil>; 'Bouchard, Paul R CPT USARMY (US)' <paul.r.bouchard.mil@mail.mil>; 'Joshua Tooman' <joshua.j.tooman.mil@mail.mil>; 'Santiago, Melissa S CW2 USARMY (US)' <melissa.s.santiago@us.army.mil>, Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>, Overgaard, Angel M CPT USA JFHQ-NCR/MDW SJA <Angel.Overgaard@jfhqncr.northcom.mil>; Whyte, Jeffrey H CPT USA JFHQ-NCR/MDW SJA <Jeffrey.Whyte@jfhqncr.northcom.mil>; Ford, Arthur D CW2 USA JFHQ-NCR/MDW SJA <Arthur.Ford@jfhqncr.northcom.mil>
Subject: RE: Discovery, etc.

Ashden,

A) Are the interim CCIU reports related to the final reports you have already provided in discovery? Or, are these reports unrelated to the final CCIU reports?

B) I will ensure that all members of the Defense team sign the enclosed protective order, and send a signed copy of the acknowledgement back to you.

C) Thank you for the update

Can you provide me with an update on the email issues? I am concerned by the fact you did not receive COL Lind's email until Monday when she sent it on Friday. I am also concerned that my email address is on some spam/block list. Thanks.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI Â 02906
Toll Free:Â 1-800-588-4156
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coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 20, 2012 9:40 AM
To: [redacted]
Subject: RE: Request to Reveiw NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good morning, I hope you have been well since we last spoke. I am just emailing you to ask if you or anyone else in your office has had an opportunity to locate the response generated by your office with regard to the NCIX "W#kileaks" document review. Please let me know if you need any additional information from our office and I will do my best to assist.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

0297935/

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 20, 2012 9:45 AM
To: [redacted]@usda.gov'
Subject: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good morning, I hope you have been well since we last spoke. I am just emailing you to ask if you or anyone else in your office has had an opportunity to locate the response generated by your office with regard to the NCIX "W#kileaks" document review. Please let me know if you need any additional information from our office and I will do my best to assist.

Very Respectfully,

SGT Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 20, 2012 10:25 AM
To: [redacted]
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],

Good morning, I hope you have been well since we last spoke. I am just emailing you to ask if you have been able to obtain an interim clearance to review your agency's NCIX "W#kileaks" review response. Please let me know if you need any information from our office and I will do my best to assist.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02979929

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 20, 2012 10:43 AM
To: [redacted]@nasa.gov'
Subject: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good afternoon, I hope you have been well since we last spoke. I am just emailing you to ask if you or anyone else in your office has had an opportunity to locate the response generated by your office with regard to the NCIX "W#kileaks" document review. Please let me know if you need any additional information from our office and I will do my best to assist.

Very Respectfully,

SGT Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

02979961

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 20, 2012 10:46 AM
To: [redacted]@nara.gov'
Subject: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good morning, I hope you have been well since we last spoke. I am just emailing you to ask if you or anyone else in your office has had an opportunity to locate the response generated by your office with regard to the NCIX "W#kileaks" document review. Please let me know if you need any additional information from our office and I will do my best to assist.

Very Respectfully,

SGT Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 20, 2012 10:57 AM
To: [redacted]@nsf.gov'
Subject: Request for Point of Contact (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good morning, I hope that you are well. I am a paralegal for the prosecution team in the Court-Martial of Private First Class Bradley Manning in connection with "W#kileaks." The purpose of this email is to request the proper point of contact in your General Counsel's Office with regard to the documents your organization sent to the NCIX concerning the "W#kileaks" incident. Those documents, should they be deemed relevant and necessary, would be used in the U.S. Army Court Martial of PFC Bradley Manning, but only with the permission of your agency.

These documents, should they be classified in nature, will remain classified at all times, and will only be used within the guidelines given by your General Counsel's Office. This being said, the prosecuting attorneys need to coordinate with the proper point of contact to establish those guidelines, and ensure proper use of those documents. If at all possible, please send both SIPRNET and JWICS email addresses, as well as phone numbers, for the points of contact that you are able to obtain. Also, I would stress that because the accused was arraigned on the 23rd of February, the prosecution team is in need of this information as soon as possible. If you would like to speak with our lead prosecutor, Captain Ashden Fein, he may be reached at 202-685-4572. I will be more than happy to address any questions and concerns as well. Thank you very much for your assistance in this matter, have a great day.

Very Respectfully,

Princeton Bradley

Sergeant, U.S. Army

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 20, 2012 12:03 PM
To: [redacted]
Cc: [redacted]
Subject: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],

Good morning, I hope you have been well since we last spoke. I am emailing you to ask if you have had an opportunity to locate the response generated by your office with regard to the NCIX "W#kileaks" document review. Our exchange server here is recovering from a crash that occurred last night and as a result our prior emails have been erased from my inbox. Please let me know if you need any additional information from our office and I will do my best to assist.

Very Respectfully,

SGT Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 20, 2012 12:09 PM
To: [redacted]@nrc.gov'
Subject: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Ma'am,

Good morning, I hope are well. I am emailing you to ask if you or anyone else in your office has had an opportunity to locate the response generated by your office with regard to the NCIX "W#kileaks" document review. Per your out of office message, I did try contacting [redacted] but my emails were returned as undeliverable. Please let me know if you need any additional information from our office and I will do my best to assist.

Very Respectfully,

SGT Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

From: ashden.fein@us.army.mil
Sent: Tuesday, March 20, 2012 4:46 PM
To: David Coombs
Cc: matthew.kemkes@us.army.mil; paul.bouchard.mil@mail.mil; ashden.fein@jfhqncr.northcom.mil; jodean.morrow@jfhqncr.northcom.mil; angel.overgaard@jfhqncr.northcom.mil; jeffrey.whyte@jfhqncr.northcom.mil; jairo.parra@jfhqncr.northcom.mil
Subject: Re: FW: Discovery, etc.

David,

As you probably figured out, yes our email is down and I did not receive your previous email. I did receive your email dated 1412 today, to the MJ. I just forwarded a response. We can not send emails right now on our NIPR and there is no cross over from AKO to NIPR.

To answer your questions below:

A) The interim reports are directly related to the forensic reports we provided. They are the interim reports for those reports. The final reports were updated over time; however interim reports were produced.

For email issues, we are pushing for an answer and will get one. Today's issue was weather related, and the Spam filter is at a much higher level that we have already elevated. It is clear that your email is not blocked otherwise we would not receive the emails and the military defense counsel would not receive some of them. We are working to identify a specific issue, if it exists, and if not, then understand the general issues and try to let you know so you can fix it, if possible.

v/r
Ashden

02937766

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 20, 2012 8:08 PM
To: David Coombs; ashden.fein@us.army.mil
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Matthew kemkes; paul.bouchard.mil@mail.mil
Subject: RE: Delivery Status Notification (Failure)

David,

The reason you are getting it for some members of the team is that their mailboxes have not been migrated yet and are still being fixed- this message has nothing to do with your specific email, but all emails. This issue is being worked around the clock.

V/r
Ashden

02933110

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 22, 2012 7:33 AM
To: 'David Coombs'; 'Fein, Ashden CPT MIL USA MDW'
Cc: Matthew kemkes; paul.bouchard.mil@mail.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Subject: RE: FW: Discovery, etc.

David,

Based on your guidance, we will provide the information by only producing the unique documents, as determined by those that do not have the same MD5 hash as the final reports previously produced. This will be a much more efficient process for you to receive and review this documentation. The government's priority in discovery was to get the final reports to the defense as soon as possible, and then focus on the interim reports. Based on the massive amount of information and the many different file types, it has taken months to process the interim reports, as this has been an ongoing process.

v/r
Ashden

02979329

From: [redacted]@bbg.gov]
Sent: Thursday, March 22, 2012 8:55 AM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Subject: RE: Request to Reveiw NCIX Response (UNCLASSIFIED)

SGT Bradley,

We're still trying to track it down, but we've narrowed the number of places we might find it. Thank you for the reminder, and I'll let you know as soon as we find something.

Regards,

[redacted]

[redacted] Broadcasting Board of Governors
[redacted]

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 22, 2012 9:51 AM
To: [redacted] USA OTJAG
Subject: FW: Army Request for Newport Assistance

Importance: High

FYSA.

-----Original Message-----
From: [redacted] DSCA/DIILS [redacted]@dsca.mil]
Sent: Wednesday, March 21, 2012 11:58 AM
To: [redacted] DSCA/DIILS
Cc: [redacted] DSCA/DIILS; [redacted] DSCA/DIILS
Subject: Army Request for Newport Assistance
Importance: High

Sir, as discussed:

Situation to this point. I called and spoke with [redacted] yesterday afternoon:

- I asked for more detail on the time and manpower support requirement. He was not able to give specifics, but he will call the prosecutor's office and get as much information as he can.

- I asked about base access. Mr. Coombs (Defense Counsel) is an Army Reserve JAG and has base access. He will not have any assistants or other staff requiring base access.

- I discussed equipment needs, specifically a scanner for use in the SIPR. [redacted] stated that the Army would provide the means and equipment to complete work as needed.

- I briefed [redacted] on the layout of our SIPR space, and discussed the fact that we could not provide a segregated area to Mr. Coombs, as the SIPR room is an open classified work space and other staff need to use it. This led to a discussion of alternative work space availability (the Reserve Office, 2nd deck) and whether or not classified material and segregated work could be performed there. As discussed with MJ, we can investigate whether or not we can set the Reserve Office up as an "Open Secret" space by changing the lock and having a GSA safe (in the space) for Mr. Coombs to work. She is researching and will provide details.

Concerns:

02946291

[redacted]

Very Respectfully,

[redacted]

Program Support Assistant

Defense Institute of International Legal Studies

441 Elliot Avenue, Newport, RI 02841-1531

[redacted]

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From: [redacted]@nasa.gov]
Sent: Thursday, March 22, 2012 11:20 AM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA; [redacted] (HQ-MB000)
Cc: [redacted] (HQ-MB000); [redacted] (HQ-LP022); [redacted] (HQ-LP023) [redacted] (HQ-LP023) [redacted] (HQ-LP020); [redacted] (HQ-LP021)
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)
Attachments: NASA Memo_reference Wikileaks_21 Oct 2010.pdf

[redacted], Division Head of the OPS Safeguards Division and his staff were unable to locate the CD (Labeled SECRET) that ONCIX provided to us during October 2010. However, I've attached a copy of the review results that was provided by the Safeguard Division Intel Analysts.

[redacted]

Respectfully,
[redacted]
NASA Counterintelligence
[redacted]

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 22, 2012 11:59 AM
To: 'David Coombs'
Cc: Matthew kemkes; Bouchard, Paul R CPT USARMY (US); 'Tooman, Joshua J CPT USARMY (US)'; 'Santiago, Melissa S CW2 USARMY (US)'; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: OCA Contact Info

David,

As for the defense's request to speak with the Ambassador Kennedy and the OCA for Specification 3 and 15 of Charge II, please follow the below procedures. I spoke with each entity and below is the information they relayed.

Ambassador Kennedy. Reference 22 CFR Part 172. Submit a request IAW Part 172, but ensure you look over the entire section, it is very short. The POC and address is listed in the regulation, and so are the factors they consider. The request should be addressed to "To Whom it may Concern" and please place the following three individuals in the CC line of the letter: (1) Mr. John Blanck; (2) Mr. Jason Mehta; (3) Major Ashden Fein, US Army. Once you mail the request, to the address provided, please provide me a scanned copy. The prosecution will forward the digital copies to each individual in CC line and then the prosecution will track its progress at the Department. If there are any issues, then we will be the conduit between State and the defense. It is my understanding that the key is to ensure the request is properly routed is to comply with the administrative procedures under Part 172.

The OCA for Specification 3 and 15 of Charge II. Please refer to their Touhy regulations, which I found through Google or I can provide you via a phone conversation. Although they prefer the request to be classified, they understand that you will likely submit an unclassified document. If unclassified, ensure that you vaguely refer to any specific facts that are attributable to this OCA's employer. Unless you make this a classified request, do not use the Organization's name, any employee's name, references to the CFR that are attributable to the Organization, or direct references to any task force or assessment that does or does not exist. You may reference a task force or assessment (if they exist) with a disclaimer, such as "The defense submits this request to show the OCA for Specification 3 and 15 of Charge II will discuss... which is related to any assessment which may have been completed." This request should be addressed to "Brian G., Office of the General Counsel." Once you complete the request, please send the request to me (unclassified scan is fine) and the prosecution will submit the request on your behalf directly to the Organization via secure email. The prosecution will track its progress at the Organization. If there are any issues, then we will be the conduit between the Organization and the defense.

Please let me know if you have any questions. Also, we have reviewed our records and you should have the contact information for all the remaining OCAs or other senior officials you have asked for in the past. If not, then please send me a list so that we may continue to assist.

Thank you!

v/r
Ashden

02979972

From: [redacted]@nrc.gov]
Sent: Thursday, March 22, 2012 3:42 PM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

Sgt. Bradley

I got hold of the person who was sent the email. He has been out for several weeks due to a death in the family. We hope to get back to you by the beginning of next week if that is okay.

Thanks.
[redacted]

[redacted] Nonproliferation and International Nuclear Security Office of International Programs U.S. Nuclear Regulatory Commission
[redacted]

From: [redacted](US) [redacted]@mail.mil] on behalf of [redacted](US)
Sent: Thursday, March 22, 2012 4:51 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Subject: FW: SIPR at NWC (UNCLASSIFIED)

Flag Status: Completed

Classification: UNCLASSIFIED
Caveats: NONE

Ashden,

A couple more POCs and info regarding NWC and NJS.

[redacted]

[redacted]

[redacted]

Office of the Judge Advocate General of the Army, Pentagon 3D548
NIPR: [redacted]@mail.mil
SIPR: [redacted]@HQDA-S.army.smil.mil
JWICS: [redacted]@dami.ic.gov
Tel: [redacted]

02918034

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, March 26, 2012 9:59 AM
To: [redacted]@state.gov; [redacted]@state.gov
Cc: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA; Feito, Beatriz SGT USA JFHQ-NCR/MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA; Waybright, Daniel W. SGT USA JFHQ-NCR/MDW SJA; Haberland, John CPT USA Regimental Judge Advocate; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: Touhy Request
Attachments: Touhy Request - Kennedy.pdf

[redacted],

Good morning. Attached is a digital copy of the Touhy request submitted by the defense counsel in the court-martial case of United States v. Private First Class Bradley Manning. Mr. Coombs sent the letter via FEDEX on Friday. Please let us know what else we can do to assist the defense and the Department with this submission.

v/r
Ashden

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, March 26, 2012 11:56 AM
To: [redacted]@usnwc.edu
Cc: Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA; [redacted](US)
Subject: Support for US v. PFC Manning

[redacted],

Thank you for taking the time to discuss potential litigation support for the court-martial case U.S. v. PFC Manning with WO1 Jairo ("JP") Parra. As you discussed over the phone with him, here are the requirements:

- Workspace for classified information and storage (safe) up to "SECRET NOFORN". Since this support is being provided to the defense we will need an area where the civilian defense attorney can work without the observation of government officials and separate storage space for his work product. The defense attorney will work from a standalone laptop computer (US Army provided).

- Identification and appointment of a government official who has SIPRNET access and can "pdf" or otherwise import the attorney work product created by the defense counsel (court pleadings/motions) and transmit/receive documents via SIPRNET to the Army trial judge, court members, and the government prosecutors. We do not contemplate nor will we authorize the civilian defense counsel direct access to SIPRNET. Rather the Army G2 (intel) has already granted limited access to the defense to transmit the pleadings and other court documents via SIPRNET. We envision the best means to accomplish this is by appointing one government official to be a member of the defense team for the sole purpose of providing SIPRNET transmission/receipt support.

The prosecution can fund any reasonable costs associated with this request. Additionally, Mr. Coombs is the defense attorney and he is a reservist in the USA JAGC.

Thank you very much!

v/r
Ashden Fein

Ashden Fein
MAJ, JA
Trial Counsel
202-685-4572

From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, March 26, 2012 3:09 PM
To: [redacted]@hq.doe.gov'
Subject: US v. PFC Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

I am one of the prosecutors in the above case. Are you available to talk for a few minutes today regarding the documents your organization provided our office? I left you a voicemail with my contact number (202-685-1975).

Thank you, Sir.

v/r

J. Hunter Whyte

CPT, JA

Trial Counsel

United States Army Military District of Washington (MDW)

Classification: UNCLASSIFIED
Caveats: FOUO

02983104

From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, March 26, 2012 3:10 PM
To: [redacted]@nasa.gov'
Subject: US v. PFC Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

I am one of the prosecutors in the above case. Are you available to talk for a few minutes today regarding the documents your organization provided our office? I left you a voicemail with my contact number (202-685-1975).

Thank you, Sir.

v/r

J. Hunter Whyte

CPT, JA

Trial Counsel

United States Army Military District of Washington (MDW)

Classification: UNCLASSIFIED
Caveats: FOUO

02979563

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Monday, March 26, 2012 5:12 PM
To: [redacted]@sol.doi.gov'
Subject: Request To Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good afternoon. I am a paralegal for the prosecution team in the Court-Martial of Private First Class Bradley Manning in connection with "W#kileaks." The purpose of this email is twofold: first, to affirm that you are a member of the General Counsel's Office, and second, request a copy of all documents that your organization provided to NCIX approximately one year ago. Although we have been coordinating with NCIX/ODNI for the past year, just recently they have determined that we cannot review copies of your organization's documents in their possession, and we must directly go to your organization to coordinate a review.

We are requesting this information to determine if there is any information that may be discoverable and may require production by the government. None of the information will leave our office, unless your organization has approved its release, and if those documents are classified, they will remain classified at all times.

We would like to review the documents from your organization as soon as possible. This short suspense is necessary as the accused was arraigned on the 23rd of February, and to allow for enough time to coordinate with your organization, if information is discoverable. If the documents referenced are classified, please feel free to use the SIPRNET and JWICS email addresses below for our lead prosecutor, Major Ashden Fein. If you would like to speak with me, please call at 202-685-1975 and if you would like to speak with our lead prosecutor, please call Major Ashden Fein at 202-685-4572.

SIPRNET: ashden.fein@jfhqncr.northcom.smil.mil

JWICS: ashden.fein@dodiis.ic.gov

Thank you.

Very Respectfully,

Princeton Bradley

Sergeant, U.S. Army

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Monday, March 26, 2012 5:13 PM
To: [redacted]@opm.gov'
Subject: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Ma'am,

Good afternoon. I am a paralegal for the prosecution team in the Court-Martial of Private First Class Bradley Manning in connection with "W#kileaks." The purpose of this email is twofold: first, to affirm that you are a member of the General Counsel's Office, and second, request a copy of all documents that your organization provided to NCIX approximately one year ago. Although we have been coordinating with NCIX/ODNI for the past year, just recently they have determined that we cannot review copies of your organization's documents in their possession, and we must directly go to your organization to coordinate a review.

We are requesting this information to determine if there is any information that may be discoverable and may require production by the government. None of the information will leave our office, unless your organization has approved its release, and if those documents are classified, they will remain classified at all times.

We would like to review the documents from your organization as soon as possible. This short suspense is necessary as the accused was arraigned on the 23rd of February, and to allow for enough time to coordinate with your organization, if information is discoverable. If the documents referenced are classified, please feel free to use the SIPRNET and JWICS email addresses below for our lead prosecutor, Major Ashden Fein. If you would like to speak with me, please call at 202-685-1975 and if you would like to speak with our lead prosecutor, please call Major Ashden Fein at 202-685-4572.

SIPRNET: ashden.fein@jfhqncr.northcom.smil.mil

JWICS: ashden.fein@dodiis.ic.gov

Thank you.

Very Respectfully,

Princeton Bradley

Sergeant, U.S. Army

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

02565711

From: [redacted] NAVWARCOL [redacted] @usnwc.edu] on behalf of [redacted] NAVWARCOL
Sent: Tuesday, March 27, 2012 8:16 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Cc: Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA; Mayfield, David A Mr CIV USA OTJAG; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL
Subject: RE: Support for US v. PFC Manning

MAJ Fein:

Upon receipt of the court order and appropriate documentation relating to the security clearance of the defense counsel, the NWC will support. The designated POC will be [redacted] who works for our Security Director ([redacted]). Recommend [redacted] be the designated member of the defense team to assist in the transmission of any documents.

Please note that [redacted] works M-F 0700-1530, so NWC support is generally limited to those hours. If the defense counsel needs her support outside of those hours, we'll need to work out comp time and/or overtime IAW standard CIVPERS regs. Also, NWC handling of the classified laptop and materials will be done only IAW the regulations governing the handling of classified materials. Please advise if you have any questions.

R/

[redacted] JAGC, USN
Staff Judge Advocate
Naval War College
[redacted] @usnwc.edu
[redacted]
DSN [redacted]

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From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 27, 2012 9:45 AM
To: [redacted], NAVWARCOL
Cc: Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA; [redacted] USA OTJAG; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL
Subject: RE: Support for US v. PFC Manning
Attachments: 120316-Order (Protective Order Classified Information).pdf; 120316-Order (Protective Order Classified Information).pdf

Sir,

Good morning and thank you! Attached are the two relevant orders. Although these orders do not specifically spell out which facility and its location, the term "Government Facility" is defined as a "United States government building that is approved for handling and storage of classified information up to the "SECRET" level." WO1 Parra will send out the JPAS information for Mr. Coombs and the other members of the defense team.

Mr. Coombs is a reserve US Army Judge Advocate and has a TS/SCI clearance granted to him by the US Army for this case. We have a standalone classified laptop already designated for him to work from and a printer for him to use. In the end, we are asking for only three items: 1. Space for him to work with classified material (hard copy, computer, printer - we provide all) 2. A safe to hold "SECRET" collateral material, including CDs, standalone computer, paper, etc.) 2. A point of contact made a member of the defense team to be a conduit for sending / receiving emails (AND EMAILS ONLY) on SIPRNET and to send/receive classified information through mail/FEDEX.

Thank you.

v/r
MAJ Fein

From: [redacted] NAVWARCOL [redacted] @usnwc.edu] on behalf of [redacted] NAVWARCOL
Sent: Tuesday, March 27, 2012 9:51 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Cc: Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA; Mayfield, David A Mr CIV USA OTJAG; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL
Subject: RE: Support for US v. PFC Manning

MAJ Fein:

We can accommodate the requests. We have a space for Mr. Coombs to work from, a safe to store the classified laptop and associated CD's and/or papers, and a POC [redacted]. Mr. Coombs may come and go as he pleases once we get confirmation of his clearance. Hope this satisfies the request.

Standing by for any questions that may arise.

R/

[redacted] JAGC, USN
Staff Judge Advocate
Naval War College
[redacted]usnwc.edu
DSN [redacted]

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02919469

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 27, 2012 10:05 AM
To: [redacted] NAVWARCOL
Cc: Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA; [redacted] USA OTJAG; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL
Subject: RE: Support for US v. PFC Manning

Sir,

Thank you for the support. We intend to present this "option" to the defense along with the possibility of him working at DIILS. The resources at NWC seem more suitable for Mr. Coombs's task and I assume he will want to drive out to NWC to work.

Thank you again!

v/r
MAJ Fein

02555935

From: Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 27, 2012 10:25 AM
To: [redacted] NAVWARCOL; Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Cc: [redacted] USA OTJAG; [redacted] NAVWARCOL; [redacted] NAVWARCOL [redacted] NAVWARCOL; [redacted] NAVWARCOL
Subject: RE: Support for US v. PFC Manning (UNCLASSIFIED)
Attachments: [redacted] JPAS.pdf; MAJ Kemkes JPAS.pdf; Mr. Coombs JPAS.pdf; [redacted] JPAS.pdf; [redacted] JPAS.pdf; [redacted] JPAS.pdf; [redacted] JPAS.pdf; [redacted] JPAS.pdf; CPT Bouchard JPAS.pdf; CPT Tooman JPAS.pdf

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Attached you will find all the JPAS printouts for all the members of the Defense Team.

Note. I was not able to encrypt the message to all the recipients in this e-mail.

v/r,

JP

Jairo A. Parra
WO1, JA
Legal Administrator
JFHQ-NCR, MDW
jairo.parra@jfhqncr.northcom.mil
jairo.parra@us.army.mil
jairo.parra@jfhqncr.northcom.smil.mil
(202) 685-1975 - Direct
(571) 249-9697 - Blackberry
(931) 572-7632 - Cell

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02564318

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Tuesday, March 27, 2012 10:42 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Cc: Matthew kemkes <matthew.kemkes@organization.com>; 'Bouchard, Paul R CPT USARMY (US)' <paul.r.bouchard.mil@mail.mil>; 'Santiago, Melissa S CW2 USARMY (US)' <melissa.s.santiago@us.army.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Overgaard, Angel M CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; Ford, Arthur D CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>
Subject: RE: Update

Ashden,

Thank you for the update. You must have read my mind, because I was just about to send you another email on many of these issues.

1) OCA Contact: I do have contact information for each of the civilian OCAs. I intend to submit a Touhy request for the OCA for Spec 3 and 15 of Charge II. However, I still need the best way forward to contact the DoD OCAs. Although I have email addresses for each, I imagine that they would likely want me to coordinate with an aide before reaching out directly to them. Please advise on that issue.

2) LIOs: Generally, what LIOs do you see? I realized that this may be wishful thinking, but perhaps we can present a joint request for instructions for the charged offenses and the identified LIOs - or as joint as we can possibly accomplish?

3) Government Facility: Either will be fine with me.

4) DCGS-A: This document is from 2009. Is this the latest and only document detailing the approved software on the DCGS-A?

5) Personal Security: Have you been able to discuss my intended post with the PMO?

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
Fax: (508) 689-9282
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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From: [redacted] NAVWARCOL [redacted]@usnwc.edu] on behalf of [redacted] NAVWARCOL
Sent: Tuesday, March 27, 2012 11:14 AM
To: Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA; Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Cc: [redacted] USA OTJAG; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL
Subject: RE: Support for US v. PFC Manning (UNCLASSIFIED)

WO1 Parra:

Copy all. Thanks.

R/

[redacted] JAGC, USN
Staff Judge Advocate
Naval War College
[redacted]@usnwc.edu
[redacted]
DSN [redacted]

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02983103

From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 27, 2012 1:00 PM
To: [redacted]@hq.doe.gov'
Subject: US v. PFC Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],

It was great speaking with you earlier today. Please let me know how the DOE wants to pursue the discovery issue at your earliest convenience.

Thank you.

v/r

CPT Whyte

Classification: UNCLASSIFIED
Caveats: FOUO

From: [redacted]@opm.gov]
Sent: Tuesday, March 27, 2012 1:01 PM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Cc: [redacted]
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

Hello, [redacted] from our office (copied on this email) has been assigned to this matter and will respond to your email. Thank you.

From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 27, 2012 1:03 PM
To: [redacted]@nasa.gov'
Subject: US v. PFC Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

I am one of the prosecutors in the above case. Are you available to talk for a few minutes today regarding the documents your organization provided our office? I left you a voicemail with my contact number (202-685-1975).

Thank you, Sir.

v/r

J. Hunter Whyte

CPT, JA

Trial Counsel

Classification: UNCLASSIFIED
Caveats: FOUO

From: [redacted]@opm.gov]
Sent: Tuesday, March 27, 2012 1:07 PM
To: Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Cc: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA[redacted]
Subject: RE: Your request for OGC POC

Chief Ford, an attorney in my office, [redacted], just received another request from Sergeant Bradley for a point of contact in this matter. However, as we previously discussed, I will be the point of contact. Upon receipt of a request for records under 5 C.F.R. 295.203, we will process it expeditiously.

Sincerely,

[redacted]
Office of the General Counsel
U.S. Office of Personnel Management
Tel: [redacted]
Fax:
E-Mail: [redacted]@opm.gov

This message, including any attachments, is intended for the use of the addressee(s) only, and it may contain information that is confidential, privileged or legally protected. Unauthorized review, distribution or copying of this message or of any accompanying attachments is prohibited. If you have received this message in error, please contact me by return email or by telephone, and permanently delete it and any accompanying attachments from any system on which they may be stored.

From: [redacted] USARMY (US) [redacted] @mail.mil] on behalf of [redacted] USARMY (US)
Sent: Tuesday, March 27, 2012 5:30 PM
To: Hughes, Brian A. LTC USA JFHQ-NCR\MDW SJA
Cc: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: RE: US v. PFC BM (DoD PSR) (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Brian - Yes, I believe we can meet 13 April suspense.

v/r

[redacted]

-----Original Message-----
From: Hughes, Brian A. LTC USA JFHQ-NCR\MDW SJA
[mailto:Brian.Hughes@jfhqncr.northcom.mil]
Sent: Tuesday, March 27, 2012 3:33 PM
To: [redacted] USARMY (US)
Cc: Fein, Ashden MAJ USARMY (US); Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: RE: US v. PFC BM (DoD PSR) (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted]

[redacted] The trial team will require some time to review any documents that the PSR turns up. Would you be able to bring this to a close at HQDA by 13 APR 12 so that they can determine whether anything discoverable is in DA's possession?

Thanks.

v/r

BRIAN ALLAN HUGHES
LTC, JA
Deputy Staff Judge Advocate
JFHQ-NCR and U.S. Army Military District of Washington
103 3rd Avenue SW, Building 32, Suite 100
Fort Lesley J. McNair, DC 20319-5058
Office: (202) 685-4901
Office Cell: (571) 382-8189
FAX: 202-685-2802/DSN 325-2802

02936103

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Tuesday, March 27, 2012 6:52 PM
To: David Coombs
Cc: Matthew kemkes; 'Bouchard, Paul R CPT USARMY (US)'; 'Santiago, Melissa S CW2 USARMY (US)'; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: RE: DOJ Discovery

David,

We have provided the defense all the material we have from DOJ (warrants and 18 USC 2703 material), and any remaining information is part of the FBI file. On 16 Mar 12 and after the Court ordered protective order was in place, we provided the defense the majority of the material which is classified from the FBI investigative file. This information includes material that is subject to warrants and 18 USC 2703(d) orders. We will continue to provide additional material as we receive approvals.

Based on the military judge's ruling and the FBI file being outside of military authorities, the United States will produce all information that is discoverable under RCM 701(a)(6), unless we assert the privilege and then we will provide the privileged information to the military judge for an in camera review.

v/r
Ashden

02564312

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Tuesday, March 27, 2012 6:58 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Cc: Matthew kemkes <matthew.kemkes@organization com>; 'Bouchard, Paul R CPT USARMY (US)' <paul.r.bouchard.mil@mail.mil>; 'Santiago, Melissa S CW2 USARMY (US)' <melissa.s.santiago@us.army.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey whyte@organization.com>; Ford, Arthur D CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>
Subject: RE. DOJ Discovery

Ashden,

I am speeifieally referring to the Grand Jury materials. Does the Government intend to provide this material. If so, when will you provide this material? If you intend to orly provide a portion, what portion will you provide and not provide? Finally, what legal standard will you use to decide whieh Grand Jury matenals to provide?

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
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www.armycourtmartialdefense.com

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From: [redacted] (US) <[redacted]@mail.mil>
Sent: Wednesday, March 28, 2012 8:05 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Subject: RE: Government Facility in RI (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Ashden,

I also received a call late yesterday from the Commander, DIILS. They do not have the personnel to support the SIPR transmission mission...if we go with DIILS they want someone placed on orders to accommodate Mr. Coombs's needs.

[redacted]
Office of the Judge Advocate General of the Army, Pentagon 3D548
NIPR: [redacted]r.mail.mil
SIPR: [redacted]@HQDA-S.army.smil.mil
JWICS: [redacted]@dami.ic.gov
Tel: [redacted]

02562228

From: [redacted] (US) <[redacted]@mail.mil>
Sent: Wednesday, March 28, 2012 8:13 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Subject: RE: Government Facility in RI (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Seems the government position should be NWC as it is the best equipped/resourced facility to handle the need.

[redacted]
Office of the Judge Advocate General of the Army, Pentagon 3D548
NIPR:[redacted]@mail.mil
SIPR:[redacted]@HQDA-S.army.smil.mil
JWICS:[redacted]@dami.ic.gov
Tel:[redacted]

02985872

From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, March 28, 2012 3:41 PM
To: [redacted]@hqdoe.gov'
Subject: Assessment (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Per our conversation earlier today, please provide me with the DOE's position with respect to the document we may be required to produce in discovery.

Thank you.

v/r

CPT Whyte

Classification: UNCLASSIFIED
Caveats: FOUO

From: [redacted]@hq.doe.gov]
Sent: Wednesday, March 28, 2012 5:09 PM
To: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Cc: [redacted] (IN)
Subject: RE: Assessment (UNCLASSIFIED)

Categories: Red Category

Captain Whyte,

After speaking with [redacted], the senior DOE intelligence official involved with your case, I can now inform your office that if you have independently determined that it is necessary to provide the Manning defense team access to the DOE damage assessment, or if it has been requested that you do so via a discovery request, DOE will not object.

However, although it is unclassified, the subject information is still sensitive and it would be strongly desirable to provide the defense with access to the information in a "reading room" as you described it to me rather than simply physically (electronically?) handing it over.

R/

[redacted]
Office of the General Counsel
U.S. Department of Energy
1000 Independence Avenue, S.W.
Washington, D.C. 20585
Tel.: [redacted]

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From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 29, 2012 7:59 AM
To: [redacted] USA OTJAG
Cc: Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Subject: NWC

Sir,

NWC is the place. Do you mind turning off DIILS and we will execute NWC. [redacted]

v/r
Ashden

02979332

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 29, 2012 9:51 AM
To: [redacted]
Subject: RE: Request to Reveiw NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good morning, I hope that you have been well. I am just emailing to ask if you had any luck trying to track down the NCIX response or if you need any additional information to aid in the search. Please let me know if there is anything we can do on our end to help.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02979358

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 29, 2012 10:08 AM
To: [redacted]@usda.gov'
Cc: [redacted]@ogc.usda.gov'; [redacted]@usda.gov'
Subject: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],

Good morning, I hope that you have been well since we last spoke. I am emailing you to ask if you have been able to determine a viable means of transmitting the NCIX response to us (if I recall correctly this was the subject of our last discussion). If you require any additional information on our part, please let me know and I will be more than happy to oblige. Thank you again for your help and have a great day.

Very Respectfully,

SGT Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 29, 2012 10:11 AM
To: [redacted]@hhs.gov'
Subject: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good morning, I hope you have been well since we last spoke. I am just emailing you to ask if you or anyone else in your office has had an opportunity to locate the response generated by your office with regard to the NCIX "W#kileaks" document review. If no physical records were generated please just send me an email memorializing that statement. If you need any additional information from our office please let me know and I will do my best to assist.

Very Respectfully,

SGT Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

02979399

From: [redacted]@dm.usda.gov]
Sent: Thursday, March 29, 2012 10:41 AM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Cc: [redacted]
Subject: Delivery of Documents

Good morning Sgt Bradley,

I apologize for the delay. I have been trying to figure out how to get these documents to you. USDA does not have the capability to send these documents via a classified backbone and will have to deliver them.

I can get them copied and brought over to you. That seems to be the way it will have to work. Will you be in tomorrow? If so, I can get these copied and make arrangements to bring them over.

I have Metro directions. All that I will need is base directions to get to your office..

Regards,

[redacted]

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From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 29, 2012 12:10 PM
To: [redacted]
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],

Good afternoon, I hope that you have been well since we last spoke. I am emailing you to ask if the person who was originally asked about the NCIX Response has returned to the office. If not, are you aware of any other members of the General Counsel Office that may be able to assist in the government's request? Thank you in advance for your help and have a great day.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 29, 2012 12:19 PM
To: [redacted]
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],

Good afternoon, I hope that you have been well since we last spoke. I am contacting you to ask if your security department has had an opportunity to secure your clearance in order to view the NCIX material. If you require any additional information or assistance with regard to the NCIX material, please let me know and I will be happy to oblige. Thank you in advance for your help and have a great day.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02979864

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 29, 2012 12:22 PM
To: [redacted]@usitc.gov'
Subject: RE: Request for Office of General Counsel Point of Contact (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good afternoon, I hope that you have been well since we last spoke. I just wanted to touch bases with you and let you know that I am still working with our counsel here to schedule a meeting with you to address any questions or concerns that you may have. In the meantime, if there is any information I can provide please let me know and I will be more than happy to help.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02979959

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 29, 2012 12:24 PM
To: [redacted]@nara.gov'
Subject: Request to Review NCIX Response Documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good afternoon, I hope you have been well since we last spoke. I am just emailing you to ask if you or anyone else in your office has had an opportunity to locate the response generated by your office with regard to the NCIX "W#kileaks" document review. Please let me know if you need any additional information from our office and I will do my best to assist.

Very Respectfully,

SGT Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 29, 2012 12:46 PM
To: [redacted]@doi.ic.gov'
Subject: Request for General Counsel Point of Contact (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good afternoon, I hope that you are doing well. I am a paralegal for the prosecution team in the Court-Martial of Private First Class Bradley Manning in connection with "W#kileaks." The purpose of this email is to request a point of contact in your General Counsel's Office with regard to the documents your organization sent to the NCIX regarding the "W#kileaks" incident. Those documents, should they be deemed relevant and necessary, would be used in the U.S. Army Court Martial of PFC Bradley Manning, but only with the permission of your agency.

These documents will remain classified at all times, and will only be used, if at all, within the guidelines given by your General Counsel's Office. This being said, the prosecuting attorneys need to coordinate with your OGC department to establish those guidelines and ensure proper use of those documents. If at all possible, please send both SIPRNET and JWICS email addresses, as well as phone numbers, for the points of contact that you are able to obtain. Also, I would stress that because the accused was arraigned as of the 23rd of February, the prosecution team is in need of this information as soon as possible. Thank you very much for your assistance in this matter.

Very Respectfully,

Princeton Bradley

Sergeant, U.S. Army

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 29, 2012 12:48 PM
To: [redacted]@usdoj.gov'
Subject: Request for General Counsel Point of Contact (UNCLASSIFIED)

Follow Up Flag: Follow up
Flag Status: Flagged

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good afternoon, I hope that you are doing well. I am a paralegal for the prosecution team in the Court-Martial of Private First Class Bradley Manning in connection with "W#kileaks." The purpose of this email is to request a point of contact in your General Counsel's Office with regard to the documents your organization sent to the NCIX regarding the "W#kileaks" incident. Those documents, should they be deemed relevant and necessary, would be used in the U.S. Army Court Martial of PFC Bradley Manning, but only with the permission of your agency.

These documents will remain classified at all times, and will only be used, if at all, within the guidelines given by your General Counsel's Office. This being said, the prosecuting attorneys need to coordinate with your OGC department to establish those guidelines and ensure proper use of those documents. If at all possible, please send both SIPRNET and JWICS email addresses, as well as phone numbers, for the points of contact that you are able to obtain. Also, I would stress that because the accused was arraigned as of the 23rd of February, the prosecution team is in need of this information as soon as possible. Thank you very much for your assistance in this matter.

Very Respectfully,

Princeton Bradley

Sergeant, U.S. Army

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

From: Bradley, Princeton L SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 29, 2012 12:49 PM
To: [redacted]@usaid.gov'
Subject: Request for General Counsel Point of Contact (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good afternoon, I hope that you are doing well. I am a paralegal for the prosecution team in the Court-Martial of Private First Class Bradley Manning in connection with "W#kileaks." The purpose of this email is to request a point of contact in your General Counsel's Office with regard to the documents your organization sent to the NCIX regarding the "W#kileaks" incident. Those documents, should they be deemed relevant and necessary, would be used in the U.S. Army Court Martial of PFC Bradley Manning, but only with the permission of your agency.

These documents will remain classified at all times, and will only be used, if at all, within the guidelines given by your General Counsel's Office. This being said, the prosecuting attorneys need to coordinate with your OGC department to establish those guidelines and ensure proper use of those documents. If at all possible, please send both SIPRNET and JWICS email addresses, as well as phone numbers, for the points of contact that you are able to obtain. Also, I would stress that because the accused was arraigned as of the 23rd of February, the prosecution team is in need of this information as soon as possible. Thank you very much for your assistance in this matter.

Very Respectfully,

Princeton Bradley

Sergeant, U.S. Army

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

From: [redacted]@usaid.gov]
Sent: Thursday, March 29, 2012 2:17 PM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Cc: [redacted](SEC/CTIS); [redacted](SEC/CTIS); [redacted](SEC/CTIS)
Subject: RE: Request for General Counsel Point of Contact (UNCLASSIFIED)

Sgt. Bradley,

Please contact [redacted] on this matter.

Thanks

[redacted]

[redacted]

US Agency for International Development

SEC/OD Rm.2.6.83T

1300 Pennsylvania Ave NW

Washington D.C 20523

[redacted]

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 29, 2012 5:33 PM
To: [redacted](GC/LE)'
Cc: [redacted](GC/LE)
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

I am usually in by 0800, however there is almost always someone who will be in the office before that time. My direct line is 202-685-4489. If there is no answer then extension 1975 will reach anyone in our office.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02921722

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Thursday, March 29, 2012 8:38 PM
To: David Coombs
Cc: 'Kemkes, Matthew J MAJ USARMY (US)'; 'Bouchard, Paul R CPT USARMY (US)'; 'Joshua Tooman'; 'Santiago, Melissa S CW2 USARMY (US)'; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: RE: Redactions

David,

The government has no objection to a and d below because those are matters of public record, so long as they are accurate. Depending on what is written in b and c, the government might have an objection.

v/r
Ashden

02564273

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Thursday, March 29, 2012 8:43 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Cc: 'Kemkes, Matthew J MAJ USARMY (US)' <matthew.j.kemkes.mil@mail.mil>; 'Bouchard, Paul R CPT USARMY (US)' <paul.r.bouchard.mil@mail.mil>; 'Joshua Tooman' <joshua.j.tooman.mil@mail.mil>; 'Santiago, Melissa S CW2 USARMY (US)' <melissa.s.santiago.mil@mail.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>, Overgaard, Angel M CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>, Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>
Subject: RE: Redactions

Ashden,

Thank you for the clarification. I will send the redactions on Monday. If you spot anything that you have an immediate issue with, just let me know.

Best,
David

David E. Coombs, Esq
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From: [redacted] NAVWARCOL [redacted] @usnwc.edu] on behalf of [redacted] NAVWARCOL
Sent: Friday, March 30, 2012 8:21 AM
To: Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Cc: [redacted] USA OTJAG; [redacted] NAVWARCOL [redacted] NAVWARCOL [redacted] NAVWARCOL; [redacted] NAVWARCOL; Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Subject: Support for US v. PFC Manning
Attachments: Courier Authorization.doc; Courier Briefing.doc

WO1 Parra,

Since the Naval War College (NWC) has classified stand-alone laptops, I am requesting not to hand-carry classified laptop or any classified materials from your command. Also, classified printer and blank classified CD's will be provided if needed.

If hand-carrying classified laptop, via air travel, is opted, please consider the following request:
1.) Courier must carry in his/her possession an UPDATED DD Form 2501.
2.) Since classified materials are originating from your command, I respectfully request to issue Authorization Letters for both arrival and departure dates from NWC. Please see attached sample of NWC Authorization Letter.
3.) Courier must be briefed on his/her responsibilities. Please see attached briefing for NWC Courier.
4.) Classified materials must be deposited as soon as possible to NWC upon arrival

If United States Postal Service (USPS) is opted, here is important information for your reference:
1.) The following address is for sending classified materials (Secret and below) to NWC:
Outside package: President
Naval War College
686 Cushing Road
Newport, RI 02841-1207

Inside package: Attn: CMCO
Naval War College
686 Cushing Road
Newport, RI 02841-1207
Note: All registered mail addressed to President of the Naval War College is opened ONLY by the Classified Material Control Officer (CMCO).

2.) Registered Mail will take 3 or less working days before the material arrives in its destination.
3.) Federal Express, overnight can be used if overnight delivery is preferred. Depending on the weight of the material, compared to using USPS, FedEx is cost effective contrary to others' speculation.
4.) Using mail service is convenient especially if the Courier is arriving late at night. Courier will be able to go straight ahead to his/her reserved room accommodation, go to dinner, and relax without worrying of the storage of classified materials.

5.) Using mail service will give me a chance to control and prepare the material for check-out.

USPS or Secret Internet Protocol Router Network (SIPR) is the best alternative for transmission of classified information (Secret and below). Unintentional, accidental or not, violation or infraction occur more in hand carrying classified materials.

In the hope that you'll consider my request, I respectfully remain...

V/R [redacted]

[redacted]
Classified Material Control Officer
NATO Sub-registry Control Officer
SIPR address: [redacted]@nwc.navy.smil.mil

Naval War College
DSN: [redacted]
Comm: [redacted]
E-mail: [redacted]@usnwc.edu

"THE HUMAN THREAT TO NATIONAL SECURITY:
Did Not Know the Rules - Did Not Understand the Rules - Did Not Follow the Rules"

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above.

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Friday, March 30, 2012 8:37 AM
To: [redacted] NAVWARCOL; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Cc: [redacted] USA OTJAG; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL
Subject: RE: Support for US v. PFC Manning

Ma'am,

Thank you very much! The possible issue with Mr. Coombs and the defense using NWC's standalone classified laptops is that we must provide the defense with the ability to protect their information under the attorney/client privilege and work product privilege, thus no one else should be able to access the information (except security folks detailed to defense team). Additionally, at the end of the case, we will need to be able to preserve the information for the defense, if the accused is found guilty. Will he be able to keep his information digitally segregated from others who could possibly use the same laptops? If not, we would like to provide a laptop to ensure there are no issues. Additionally, does the NWC standalone laptops burn CD/DVDs?

We have and will have in the future classified information that we use in discovery that we must provide to Mr. Coombs. Prior to now, our normal method of producing this information to the defense is to encrypt the material onto CD/DVD (we have DOD authorization to burn classified information). We then hand delivered the material with proper courier authorization to the defense offices and they personally sign for and secure the material. We had intended to follow the same procedure, but send the material to NWC using authorized means, USPS or FEDEX.

Thank you again! I am confident that once we get the requirements setup, this should be relatively painless with our execution under the rules.

V/r
Ashden

02979379

From: [redacted]@dm.usda.gov]
Sent: Friday, March 30, 2012 8:55 AM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Cc: [redacted] - OGC
Subject: RE: Delivery of Documents (UNCLASSIFIED)

Good morning Sgt Bradley,

I'm working up the documents now and creating a transfer receipt. As soon as I'm ready to head over, I will send you an email.

Regards,

[redacted]

02565646

From: [redacted] NAVWARCOL [redacted] @usnwc.edu] on behalf of [redacted] NAVWARCOL

Sent: Friday, March 30, 2012 11:08 AM

To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA

Cc: [redacted] USA OTJAG; [redacted] NAVWARCOL; [redacted] NAVWARCOL [redacted] NAVWARCOL; [redacted] NAVWARCOL

Subject: RE: Support for US v. PFC Manning

Flag Status: Completed

Sir,

I will assign a stand- alone classified laptop solely for the defense team until the job is done. Just let me know who will check it out. If you want to preserve the information before the team leaves NWC, we can download everything in CDs and delete all information from the laptop before I take back its custody. I'll make sure that the laptop assign to the team have burning capability, and that updates are installed.

Also the classified safe in the workspace assigned to the defense team is already in place, and will change the standard combination as soon as possible. The two-drawer safe is for storage of classified materials including the laptop.

I understand how it is to protect and preserve important information so please do not hesitate to contact me if there's anything else I can do to assist.

V/r [redacted]

From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Friday, March 30, 2012 11:13 AM
To: [redacted]@ftc.gov'
Cc: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Subject: US v. Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Ma'am,

I am one of the prosecutors in the case of United States v. PFC Bradley Manning. Per our conversation, please send our office a copy of whatever document, if any, your organization provided NCIX in response to the alleged compromise of information in our case. The document may have assessed, for instance, what, if any, damage was caused to your organization because of the compromised information.

CAUTION - If you send me the document via email, please do not write "W*k*L**Ls" in the email because our server is blocking emails with that word included. Thank you.

Thank you so much for your help with this!

v/r

CPT Whyte

Classification: UNCLASSIFIED
Caveats: FOUO

From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Friday, March 30, 2012 11:33 AM
To: [redacted]
Subject: RE: US v. Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Ma'am,

That is perfect. Thank you.

Does your organization have any issue with us providing this document to the defense in discovery?

Thanks,
CPT Whyte

-----Original Message-----
From: [redacted] [mailto:[redacted]@ftc.gov]
Sent: Friday, March 30, 2012 11:26 AM
To: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: US v. Manning (UNCLASSIFIED)

Sir,

This letter pertains only to the records received from the Office of National Intelligence. It is an unclassified letter.

[redacted]

FTC

From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
[mailto:Jeffrey.Whyte@jfhqncr.northcom.mil]
Sent: Friday, March 30, 2012 11:13 AM
To: [redacted]
Cc: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Subject: US v. Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Ma'am,

I am one of the prosecutors in the case of United States v. PFC Bradley Manning. Per our conversation, please send our office a copy of whatever document, if any, your organization provided NCIX in response to the alleged compromise of information in our case. The document may have assessed, for instance, what, if any, damage was caused to your organization because of the compromised information.

CAUTION - If you send me the document via email, please do not write "W*k*L**Ls" in the email because our server is blocking emails with that word included. Thank you.

Thank you so much for your help with this!

v/r

CPT Whyte

Classification: UNCLASSIFIED
Caveats: FOUO

Classification: UNCLASSIFIED
Caveats: FOUO

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Friday, March 30, 2012 12:18 PM
To: [redacted] NAVWARCOL; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA [redacted] USA OTJAG; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted].
Cc: NAVWARCOL
Subject: RE: Support for US v. PFC Manning

[redacted],

Thank you!!! This should work. We will start coordinating getting the information up North.

To recap-

NWC Responsibilities:
1. Provide the standalone classified laptop dedicated to the defense with CD/DVD burning capability, which will be signed out to Mr. Coombs.
2. Provide printer and print toner for the defense.
3. Provide the safe for the material and laptop.
4. Provide conduit for defense to scan and send classified emails (BUT NOT ACCESS SIPRNET nor have POC access ANY information on SIPRNET except emails pertaining to this case) 5. Receive any USPS Registered / FEDEX classified discovery we send for the defense.
6. Receive any classified emails containing discovery or other communications from the defense team or prosecution or Court.

Prosecution Team Responsibilities:

1. Provide any additional supplies, including toner, if requested by NWC.
2. Send SIPRNET email information to POC for the defense.
3. Send USPS Registered / FEDEX classified discovery for the defense.

v/r
Ashden

02565642

From: [redacted] NAVWARCOL [redacted] @usnwc.edu] on behalf of [redacted] NAVWARCOL

Sent: Friday, March 30, 2012 12:47 PM

To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA

Cc: [redacted] USA OTJAG [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL

Subject: RE: Support for US v. PFC Manning

Ashden,

Thank you! I will proceed putting things together, and let us know ahead of time of the team arrival.

V/r [redacted]

From: [redacted]@tva.gov]
Sent: Monday, April 02, 2012 8:41 AM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Subject: FW: Wiki Update

SGT Bradley,

Please see below. We could not find any TVA documents sent to NCIX, so I had them check around, and this was what I learned. It doesn't appear that any TVA documents were involved.

[redacted] Attorney

TVA Office of General Counsel

400 W. Summit Hill Drive, WT 6

Knoxville, TN 37902

[redacted] (fax)

[redacted]@tva.gov>

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From: [redacted]@dodiis.mil>
Sent: Monday, April 2, 2012 12:13 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Subject: RE: Question re Manning - Ruling on Defense Motion to Compel Discovery

---

Yes, absolutely. Any time between 1 and 4:30.

[redacted]

02979985

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Monday, April 02, 2012 2:48 PM
To: [redacted]
Cc: Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Your request for OGC POC (UNCLASSIFIED)
Attachments: Request to Review NCIX Response.pdf

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted]

Good afternoon, I hope that you are well. Please see the attached written request to review the NCIX responsive documents created by your organization. Should you require any additional information please contact me and I will be happy to oblige.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 04, 2012 8:18 AM
To: [redacted]@gsa.gov'
Cc: [redacted] (LP)'; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: NCIX Response Documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good morning, I hope that you are well. I just wanted to ask if you ever received the SIPR email from MAJ Fein? I am asking because he notified me that he has not received the email containing the documents we discussed. If it turns out that you cannot transmit them over SIPRNET, please let me know and we will use JWICS instead (it will just take longer for us to confirm receipt).

Very Respectfully,

SGT Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: FOUO

From: [redacted]@gsa.gov]
Sent: Wednesday, April 04, 2012 8:59 AM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Subject: Re: NCIX Response Documents (UNCLASSIFIED)

Based on what has been in the news on GSA, I have been tied up with other immediate actions. i have time this morning and will ensure that I send the documents. I will send you an email on the low side once the package has been sent.

02979952

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 04, 2012 9:10 AM
To: [redacted] (HQ-LP023)'
Cc: [redacted] (HQ-MB000)
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],

Good morning, I hope that you have been well since we last spoke. I apologize for the delay in my next request, but I would like to know if it is possible for the prosecution to review the SECRET memo that was sent to ONCIX. If possible please forward the document to our lead prosecutor MAJ Fein at the address below. Should there be any questions or concerns please let me know and I will be happy to address them.

SIPRNET Address - ashden.fein@jfhqncr.northcom.smil.mil

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

From: [redacted]@opm.gov]
Sent: Wednesday, April 04, 2012 9:31 AM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Cc: Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA; Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; [redacted]
Subject: RE: Your request for OGC POC (UNCLASSIFIED)

Our Associate General Counsel has approved your request. I will instruct our security office to make courier arrangements with you for the relevant classified records. Under separate cover we will send you an unclassified letter memorializing the approval.

Sincerely,

[redacted]
Office of the General Counsel
U.S. Office of Personnel Management
Tel: [redacted]
Fax:
E-Mail: [redacted]@opm.gov

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From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 04, 2012 9:50 AM
To: [redacted]
Cc: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: DOE WikiLeaks Response to NCIX (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good morning, I hope that you are well. I am SGT Princeton Bradley, a paralegal for the prosecution team in the U.S. Army Court-Martial of Private First Class Bradley Manning with regard to "W#kileaks". I am contacting you in regard to the documents you have submitted to our prosecutor MAJ Fein via classified email. I understand that the information is sensitive in nature, but because the documents themselves are not marked can you please confirm the proper classification level of the information? Thank you in advance for your assistance on this matter.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 04, 2012 10:24 AM
To: [redacted]
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: NCIX Documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],

Good morning, I hope that you have been well since we last spoke. I am emailing you to confirm the classification level of the documents we received from you since the documents themselves were not marked. Thank you again for all the help you have provided, hopefully we will be able to stay out of your hair.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02979939

From: [redacted]@nasa.gov]
Sent: Wednesday, April 04, 2012 10:44 AM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Cc: [redacted](HQ-MB000)
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)
Signed By: [redacted]@nasa.gov

Sgt Bradley,

I will forward the memo today.

Regards,
[redacted]

From:	Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>
Sent:	Wednesday, April 4, 2012 10:46 AM
To:	Bouchard, Paul R CPT USARMY (US) <paul.r.bouchard.mil@mail.mil>
Cc:	Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; David Coombs <coombs@armycourtmartialdefense.com>; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA <jairo.parra@organization.com>; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>
Subject:	RE: Request additional funding, computer forensics, US v. Manning (UNCLASSIFIED)
Attach:	request additional funding 28 signed.pdf

Classification: UNCLASSIFIED
Caveats: FOUO

Paul,

Could you please provide more detail to the 3 Apr 12 request? Since this is the second time defense is asking the CG to approve additional funds for defense experts in just over 2 months, he will likely need more of an explanation of why the last estimate was not realistic and this one is.
It seems that appx $4200 is for Mr. Struttman's presence at the motions hearing, but what about the rest of the money? Ie, why do they need more than what the CG granted on 1 Feb 12 and where did that money go? The requests states that last time the defense team finished early, which seems to indicate that there still should be money remaining.
Recommend drafting this request like the last one (attached) for the most expeditious handling of the request. The attached previous request gives a breakdown of the amount requested as well as a justification so the CG knew why the money was necessary. Thank you!

V/r,
Angel

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Wednesday, April 4, 2012 11:16 AM
To: Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; 'Bouchard, Paul R CPT USARMY (US)' <paul.r.bouchard.mil@mail.mil>
Cc: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA <jairo.parra@organization.com>; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>
Subject: RE: Request additional funding, computer forensics, US v. Manning (UNCLASSIFIED)

Angel,

Our understanding is that the Government would like to have the funding requests done in increments as opposed to one lump sum? If that is true, we will likely make these types of requests whenever additional work/pretrial preparation is needed. I am not for sure how much of the initially approved funds are remaining, however, is that something that Mr. Parra or CW2 Ford can tell us? Once we have this figure, we could track the amount of remaining funding left and the necessity for any future requests. The latest request is simply an estimate. As we stated in the request, it is likely that the entire amount of funding will not be needed.

If you would like, I could explore providing a lump sum estimate for the likely forensic services/pretrial preparation/trial testimony for Mr. Lakes and Mr. Struttmann. Obviously, this would be a best guess estimate. If the funding were approved, it would eliminate the need to provide periodic requests.

With regards to additional justification for our latest request, the forensic work that was initially completed was designed to provide the Defense with an assessment of the work done by CCIU and to determine if our experts spotted any issues. Based upon their report, the Defense had several follow up questions/issues that need to be addressed in order for us to adequately prepare for trial. These additional questions/issues require more forensic work to be completed. Does this make sense? Let me know if this is responsive to your questions and whether you would like a lump sum request to the CG or if we should continue submitting incremental requests.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
Fax: (508) 689-9282
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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02978046

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 04, 2012 1:54 PM
To: [redacted]
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: NCIX Documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good afternoon, I hope that you have been well. I am contacting you to ask if there has been any changes or updates with regard to our request to review your agency's NCIX response. Please let me know if you need any additional information on our part and I will do my best to assist.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02919503

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 04, 2012 1:57 PM
To: [redacted] NAVWARCOL'; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Cc: [redacted] USA OTJAG; [redacted] NAVWARCOL'; [redacted] NAVWARCOL'; [redacted] NAVWARCOL'; [redacted] NAVWARCOL'
Subject: RE: Support for US v. PFC Manning

Ma'am,

Did you receive the below email? If so, is this an accurate reflection of our initial division of responsibilities? Thank you.

v/r
Ashden

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 04, 2012 1:57 PM
To: [redacted]
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Request to Reveiw NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good afternoon, I hope that you have been well. I am emailing you to ask if you have had any success in tracking down the aforementioned documents. If you would prefer, I can ask our lead prosecutor to put you in contact with the personnel from the NCIX who would be in possession of your response, should it in fact exist. Please let me know if there is anything that we can do to help.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

From: Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>
Sent: Wednesday, April 4, 2012 2:16 PM
To: David Coombs <coombs@armycourtmartialdefense.com>; 'Bouchard, Paul R CPT USARMY (US)' <paul.r.bouchard.mil@mail.mil>
Cc: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA <jairo.parra@organization.com>; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>
Subject: RE: Request additional funding, computer forensics, US v. Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

David,

I'm not sure where the incremental idea came from, as that does not seem to be in line with the "estimated cost of employment" required by RCM 703d. An all-encompassing or lump sum request for the likely forensic services/pretrial preparation/trial testimony for Mr. Lakes and Mr. Struttmann is necessary to give to the CG an accurate picture of the amount of money that will be required to fund them. The amount on the contract does not matter as it is not considered when the CG makes his determination and contracting cannot pay any amount without the CG's approval.

Please estimate the full amount that is anticipated and submit a detailed request that shows how the previous money was expended so that the CG can make an informed decision on funding. Please include the total amount of hours worked and the total amount of future hours estimated with justification in your detailed accounting. Thank you!

V/r,
Angel

02979417

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 04, 2012 2:48 PM
To: [redacted]
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)
Attachments: Request to Review NCIX Response.pdf

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

I apologize for the lapse in communication on our end. Attached to this email is our written request to review the NCIX response from your department. Please let me know if there is any additional information you require and I will be happy to oblige.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02565559

From: [redacted] NAVWARCOL [[redacted]@usnwc.edu] on behalf of [redacted] NAVWARCOL
Sent: Wednesday, April 04, 2012 3:00 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Cc: [redacted] USA OTJAG [redacted] NAVWARCOL; [redacted] NAVWARCOL [redacted] NAVWARCOL; [redacted] NAVWARCOL
Subject: RE: Support for US v. PFC Manning

Ashden,

Yes I received your e-mail. See my response below.

All is set:

- Workspace is ready.
- (Stand- alone)Classified laptop is updated.
-(Stand- alone) Classified Printer is set up.
-Control procedure is in place.
-My SIPR account is active to assist the team.
-After the "job" is done, information is downloaded for control and transmission in the CD, and all information is deleted from the laptop, hard drive will be completely wiped after the team leaves NWC.

Badge access for the Naval War College will be ready as soon as we receive notification of the team's arrival.

Please don't hesitate to contact me if there's anything else I can do to assist.

V/r [redacted]
Classified Material Control Officer (CMCO)

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 04, 2012 3:22 PM
To: [redacted] NAVWARCOL'; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Cc: [redacted] USA OTJAG; [redacted] NAVWARCOL'; [redacted] NAVWARCOL'; [redacted] NAVWARCOL'; [redacted] NAVWARCOL'
Subject: RE: Support for US v. PFC Manning

Thank you very much!

We are going to work to receive the approval through the Army G2 to have you designated the authorized government official for defense SIPRNET access. Once that is complete, then we should be on our way.

Additionally, we are working to get the first batch of CD/DVDs ready to send FEDEX overnight. I hope to have them in the mail on Monday, and we will let you know when they are off by sending the tracking number.

Thank you again!

v/r
Ashden

From: [redacted] NAVWARCOL [redacted] @usnwc.edu] on behalf of [redacted] NAVWARCOL
Sent: Thursday, April 05, 2012 7:42 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Cc: [redacted] USA OTJAG; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL
Subject: RE: Support for US v. PFC Manning

Ashden,

I believe everything is in place. And as soon as the team arrives:

-Badge will be issued;
- Security will give a short brief;
- Will escort the team in their workspace;
- Will turn over custody of classified safe;
- CMCO will issue classified materials

...And, all are good to go!

Also, sending the FEDEX tracking number is much appreciated. Our excellent mailroom staff voluntarily make special trip whenever I send the tracking numbers.

Thank you for keeping me posted.

V/r [redacted]

[redacted]
Classified Material Control Officer
NATO Sub-registry Control Officer
SIPR address: [redacted] @nwc.navy.smil.mil

Naval War College
DSN: [redacted]
Comm: [redacted]
E-mail: [redacted] @usnwc.edu

"THE HUMAN THREAT TO NATIONAL SECURITY:
Did Not Know the Rules - Did Not Understand the Rules - Did Not Follow the Rules"

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above.

From: [redacted]@opm.gov]
Sent: Thursday, April 05, 2012 12:12 PM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Cc: [redacted]
Subject: Courier Arrangements for NCIX documents

Importance: High

Good Afternoon SGT Bradley,

We have received the formal request to review the NCIX responsive documents. Our Associate General Counsel, has approved release of the documents. In order to ensure that the Army receive the documents no later than April 10, 2012. Please coordinate courier arrangements. I am located at OPM's headquarters and the address is 1900 E Street, N.W. Washington, DC 20415. Thank you.

[redacted]

U.S. Office of Personnel Management

[redacted]

02980444

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 05, 2012 12:34 PM
To: Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Subject: FW: Courier Arrangements for NCIX documents (UNCLASSIFIED)

Importance: High

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

When can we arrange to pick up these documents? If possible, I would like to pick up the documents from the National Science Foundation on the same day we pick up these.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 05, 2012 12:47 PM
To: [redacted], NAVWARCOL'; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Cc: [redacted] USA OTJAG; [redacted] NAVWARCOL'; [redacted] NAVWARCOL'; [redacted] NAVWARCOL'; [redacted] NAVWARCOL'
Subject: RE: Support for US v. PFC Manning

[redacted]

Thank you again. We are working on the final approval from the Army G2. One final note, if there is anything that Mr. Coombs requests that is outside the scope of our agreement, please notify him that he must ask us (the prosecution) to assist and then we will work with NWC on the issue.

v/r
Ashden

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 05, 2012 12:53 PM
To: [redacted]
Cc: [redacted]; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: RE: Courier Arrangements for NCIX documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

[redacted]

Good afternoon, I hope that you are well. Would it be feasible for us to pick up the documents at about 1000 hours on Tuesday, April 10th?

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02565446

From: [redacted] NAVWARCOL [redacted]@usnwc.edu] on behalf of [redacted] NAVWARCOL
Sent: Thursday, April 05, 2012 12:59 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Cc: [redacted] USA OTJAG; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL
Subject: RE: Support for US v. PFC Manning

Ashden,

Roger to that. Thank you!

V/r [redacted]

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 05, 2012 1:25 PM
To: [redacted]@nsf.gov
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: Pick Up of NCIX Responsive Documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

Good afternoon. As per our phone conversation, if is possible we would like to come by The National Science Foundation building and pick up the documents at 0930 on Tuesday, April 10th. More than likely I, along with another member of our prosecution team, will be arriving to receive the documents. If there are any conflicts or concerns with this time please let me know and we will adjust the plan. Thank you again for your help in this matter and have a great day.

Very Respectfully,

SGT Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: NONE

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 05, 2012 4:53 PM
To: [redacted]@dol.gov
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: Request for General Counsel's Office Point of Contact (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

Good afternoon, I hope that you are well. I am a paralegal for the prosecution team in the Court-Martial of Private First Class Bradley Manning in connection with "W#kileaks." The purpose of this email is to request a point of contact in your General Counsel's Office with regard to the documents your organization sent to the NCIX regarding the "W#kileaks" incident. Those documents, should they be deemed relevant and necessary, would be used in the U.S. Army Court Martial of PFC Bradley Manning, but only with the permission of your agency.

These documents will remain classified at all times, and will only be used, if at all, within the guidelines given by your General Counsel's Office. This being said, the prosecuting attorneys need to coordinate with your OGC department to establish those guidelines and ensure proper use of those documents. If at all possible, please send both SIPRNET and JWICS email addresses, as well as phone numbers, for the points of contact that you are able to obtain. Also, I would stress that because the accused was arraigned as of the 23rd of February, the prosecution team is in need of this information as soon as possible. Thank you very much for your assistance in this matter.

Very Respectfully,

Princeton Bradley

Sergeant, U.S. Army

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

02979579

From: [redacted]@dol.gov]
Sent: Thursday, April 05, 2012 5:00 PM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Cc: [redacted] SOL
Subject: RE: Request for General Counsel's Office Point of Contact (UNCLASSIFIED)

Hi Princeton,

I suggest that you contact [redacted] - I've copied him above.

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 05, 2012 5:04 PM
To: [redacted]SOL
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Request for General Counsel's Office Point of Contact (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

Good afternoon, I hope that you are well. I am U.S. Army Sergeant Princeton Bradley, a paralegal for the prosecution team in the Court-Martial of Private First Class Bradley Manning in connection with "W#kileaks." The purpose of this email is to request a copy of all documents that your organization provided to NCIX approximately one year ago. Although we have been coordinating with NCIX/ODNI for the past year, just recently they have determined that we cannot review copies of your organization's documents in their possession, and we must directly go to your organization to coordinate a review.

We are requesting this information to determine if there is any information that may be discoverable and may require production by the government. None of the information will leave our office, unless your organization has approved its release, and if those documents are classified, they will remain classified at all times.

We would like to review the documents from your organization as soon as possible. This short suspense is necessary as the accused was arraigned on the 23rd of February, and to allow for enough time to coordinate with your organization, if information is discoverable. If the documents referenced are classified, please feel free to use the SIPRNET and JWICS email addresses below for our lead prosecutor, Major Ashden Fein. If you would like to speak with me, please call at 202-685-1975 and if you would like to speak with our lead prosecutor, please call Major Ashden Fein at 202-685-4572.

SIPRNET: ashden.fein@jfhqncr.northcom.smil.mil
JWICS: ashden.fein@dodiis.ic.gov

Thank you.

Very Respectfully,
Princeton Bradley
Sergeant, U.S. Army
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 05, 2012 5:08 PM
To: [redacted]@hhs.gov
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

Good afternoon, I hope you have been well since we last spoke. I am just emailing you to ask if you or anyone else in your office has had an opportunity to locate the response generated by your office with regard to the NCIX "W#kileaks" document review. Please let me know if you need any additional information from our office and I will do my best to assist.

Very Respectfully,

SGT Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: NONE

02936179

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Friday, April 06, 2012 8:09 AM
To: [redacted] USA OTJAG
Cc: Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: Docs
Attachments: 120404-Request for Limited Defense Access to SIPRNET (APPROVAL).pdf; 120405-Request for Consent to Disclose Classified Information.pdf; 120316-Order (Protective Order Classified Information).pdf

Sir,

Attached are the two requests. I will send the classified enclosure on SIPR this morning. Our SIPR is very slow, so I will list out the documents in an email and then send the actual enclosure.

02918829

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Friday, April 06, 2012 10:42 AM
To: [redacted] CIV DISA GC; [redacted] CIV DISA PEO-MA
Cc: Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Thin Client Issues/Spt. to Trial Counsel (UNCLASSIFIED)

Ma'am,

Thank you. I do show that the email went out and your inbox should have received it. I should have better clarified our request. We would like to discuss the documents with you so you know what we are turning over and to discuss the way forward, based on your email below.

As far as actual approvals- we already have or will have the approvals to turn the documents over in classified discovery. We would like to chat about their use during the trial.

Thank you very much!

v/r
MAJ Fein

From:	David Coombs <coombs@armycourtmartialdefense.com>
Sent:	Friday, April 6, 2012 10:42 AM
To:	Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; 'Bouchard, Paul R CPT USARMY (US)' <paul.r.bouchard.mil@mail.mil>
Cc:	Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA <jairo.parra@organization.com>; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>; edl@cyberagentsinc.com; ts@cyberagentsinc.com; Santiago, Melissa S CW2 USARMY (US) <melissa.s.santiago.mil@mail.mil>
Subject:	RE: Request additional funding, computer forensics, US v. Manning (UNCLASSIFIED)
Attach:	Forensic Funding Request.pdf; Funding Attachments.pdf

Angel,

Please see that attached request along with the reference attachments. Let me know if you have any additional questions, and when you anticipate this request to be acted upon by the convening authority. Lastly, can you provide me with an update regarding the "overage" issue from the initial funding authorization? I want to make sure that Mr. Lakes and Mr. Struttmann are paid for the work that they have already performed. Thank you.

Best,
David

David E. Coombs, Esq
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
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coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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From: [redacted]@bbg.gov]
Sent: Friday, April 06, 2012 10:48 AM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Request to Reveiw NCIX Response (UNCLASSIFIED)

SGT Bradley,

I've confirmed that our response to NCIX on this matter was in fact written by hand. Unfortunately, we did not make a copy of the response, and therefore NCIX has the original and only existing copy.

At this point, I see three possible courses of action:

1. We could contact NCIX and authorize it to release a copy of our response to your team; 2. We could contact NCIX and attempt to obtain a copy of the response to forward to you; 3. Your team can determine whether or not a copy of our response is even necessary to your case.

After discussing our agency's response with [redacted], I doubt that it will be of any substantive value to your case. However, if you still require a copy in order to establish the responses from every Executive Branch agency, we're ready to assist you in trying to obtain one from NCIX.

If you would like to call me to discuss the issues, I can be reached at [redacted]. I will be leaving today at 1300, but I'll be back in the office Monday morning.

Again, I apologize for how long it's taken the agency to sort this all out, but I look forward to working to help you however we can.

Regards,

[redacted]

[redacted] Broadcasting Board of Governors

02564223

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Friday, April 6, 2012 10:49 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>; 'Santiago, Melissa S CW2 USARMY (US)' <melissa.s.santiago@us.army.mil>; 'Joshua Tooman' <joshua.j.tooman.mil@mail.mil>
Subject: Discovery Response
Attach: Defense Discovery Response.pdf

Ashden,

Here is the Defense discovery response. As stated in the response, we will ensure that you are provided timely access to the reciprocal discovery. Please let me know if you have any questions.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
Fax: (508) 689-9282
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Friday, April 06, 2012 11:32 AM
To: [redacted]
Cc: [redacted]@dni.gov; [redacted]@dni.gov'; Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Subject: US v. Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Mr. [redacted],

The prosecution in the case of United States v. PFC Bradley Manning requested to review the document your organization, the Broadcasting Board of Governors (BBG), provided NCIX in response to the compromised information. You told me the BBG provided NCIX with a handwritten document, but that the BBG does not have a copy of this document in its records.

Per our conversation earlier this morning, you told me your organization has authorized the prosecution to review this document.

I am CC-ing two members of NCIX to this email who may require further information to locate this document and further verification before sending the document to the prosecution. Please coordinate with them, so that we can timely review this document. This is time-sensitive.

Thank you for your support, Sir. Have a good weekend.

v/r

J. Hunter Whyte
CPT, JA
Trial Counsel
United States Army Military District of Washington

From: [redacted]@doc.gov]
Sent: Friday, April 06, 2012 2:49 PM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Cc: [redacted]
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

U//FOUO

Sgt. Bradley - my staff will collect the documents and coordinate with you for delivery early next week.

[redacted]

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Friday, April 06, 2012 2:57 PM
To: [redacted]
Cc: [redacted]Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

That sounds great, please just let me know when you would like the documents to be dropped off and I will ensure that the proper arrangements are made. Thank you again for your help in this matter and I apologize for taking so long to respond to your request.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Friday, April 06, 2012 5:12 PM
To: [redacted], NAVWARCOL; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Cc: [redacted] USA OTJAG; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL
Subject: RE: Support for US v. PFC Manning
Attachments: 120404-Request for Limited Defense Access to SIPRNET (APPROVED).pdf

[redacted],

For your records. Attached is a copy of the approval memorandum that authorizes the defense counsel to use you as the POC for SIPRNET emails. This memo was initialed by the Deputy Chief of Staff for Intelligence, US Army.

Following this email, I will send an email to Mr. Coombs with you CCed to introduce you and notify him of the approval. Thank you again!

v/r
Ashden

02564220

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Friday, April 6, 2012 5:43 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Cc: 'Kemkes, Matthew J MAJ USARMY (US)' <matthew.j.kemkes.mil@mail.mil>; 'Bouchard, Paul R CPT USARMY (US)' <paul.r.bouchard.mil@mail.mil>; 'Santiago, Melissa S CW2 USARMY (US)' <melissa.s.santiago.mil@mail.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>
Subject: Grand Jury Testimony

Ashden,

In your response to the Defense Motion to Compel Discovery, dated 8 March 2012, you stated "[t]he United States intends to produce all grand jury materials, both classified and unclassified, that are "relevant and necessary" and the United States has authority to disclose under the federal rules." During our last 802 conference you stated that you intending to provide the grand jury materials. Can you provide me with an estimated time line for these materials? Thank you.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free. 1-800-588-4156
Local: (508) 689-4616
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coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Sunday, April 08, 2012 10:16 PM
To: [redacted]
Cc: Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: IRTF Material
Attachments: 110614-PSR (DIA).pdf

[redacted],

Attached is our original request. Please note, that although we stated in the original request that any "TS" material should be made available for inspection, we have asked that all entities provide us digital copies on CD/DVD just like the "C" and "S" and collateral material. In the first batch of material provided, DIA did provide the "TS" and compartmented information on CD/DVD. We have a dedicated laptop in our SCIF to review this material so that it can be properly protected. Ultimately, we have very little time to review this material and will have to start right away!

Thank you!

v/r

Ashden

Ashden Fein

Major, US Army

Trial Counsel

02565416

From: [redacted] NAVWARCOL [redacted]@usnwc.edu] on behalf of [redacted] NAVWARCOL

Sent: Monday, April 09, 2012 7:42 AM

To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA

Cc: [redacted] USA OTJAG; [redacted] NAVWARCOL; [redacted] AVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL

Subject: RE: Support for US v. PFC Manning

Ashden,

I already conferred with the NWC IAM & IRD Director from the start considering the "need-to know" of this matter. They are both understanding and have their full support.

[redacted]

02979565

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Monday, April 09, 2012 9:06 AM
To: [redacted]@sol.doi.gov
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

Good morning. I am a paralegal for the prosecution team in the Court-Martial of Private First Class Bradley Manning in connection with "W#kileaks." The purpose of this email is twofold: first, to affirm that you are a member of the General Counsel's Office, and second, request a copy of all documents that your organization provided to NCIX approximately one year ago. Although we have been coordinating with NCIX/ODNI for the past year, just recently they have determined that we cannot review copies of your organization's documents in their possession, and we must directly go to your organization to coordinate a review.

We are requesting this information to determine if there is any information that may be discoverable and may require production by the government. None of the information will leave our office, unless your organization has approved its release, and if those documents are classified, they will remain classified at all times.

We would like to review the documents from your organization as soon as possible. This short suspense is necessary as the accused was arraigned on the 23rd of February, and to allow for enough time to coordinate with your organization, if information is discoverable. If the documents referenced are classified, please feel free to use the SIPRNET and JWICS email addresses below for our lead prosecutor, Major Ashden Fein. If you would like to speak with me, please call at 202-685-1975 and if you would like to speak with our lead prosecutor, please call Major Ashden Fein at 202-685-4572.

SIPRNET: ashden.fein@jfhqncr.northcom.smil.mil

JWICS: ashden.fein@dodiis.ic.gov

Thank you.

Very Respectfully,

Princeton Bradley

Sergeant, U.S. Army

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: NONE

Tracking:

02983234

From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, April 09, 2012 9:09 AM
To: [redacted]@nara.gov
Subject: US v. PFC Bradley Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Good morning Sir,

Did you locate the document our office requested relating to the above case? If so, please let me know how we can retrieve the document for review.

Thank you!

v/r

J. Hunter Whyte

CPT, JA

Trial Counsel

United States Army Military District of Washington

Classification: UNCLASSIFIED
Caveats: NONE

02932008

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, April 09, 2012 10:53 AM
To: David Coombs
Cc: 'Kemkes, Matthew J MAJ USARMY (US)'; 'Bouchard, Paul R CPT USARMY (US)'; 'Santiago, Melissa S CW2 USARMY (US)'; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: RE: Grand Jury Testimony

David,

We are working to review this material along with the FBI case file. If we find discoverable material, we will provide it to the defense as soon as possible once we confirm that we have the authority to disclose. We estimate that we will complete our review of any grand jury testimony in the next three weeks and intend to notify you of any discoverable material by 1 May. Additionally, we hope to disclose any discoverable material by 1 May as well.

v/r
Ashden

From: [redacted]@usdoj.gov]
Sent: Monday, April 09, 2012 10:59 AM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; [redacted]
Subject: RE: NCIX Documents (UNCLASSIFIED)

Dear Sgt. Bradley- ATF Division Chief [redacted] should be in touch with you soon. Best Regards, [redacted]

[redacted] Bureau of Alcohol, Tobacco, Firearms and Explosives U.S. Department of Justice
99 New York Ave. NE
Rm. 6E-441
Washington, DC 20226
[redacted] desk
cell
fax

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From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, April 09, 2012 11:35 AM
To: David Coombs
Cc: joshua.j.tooman.mil@mail.mil; matthew.j.kemkes.mil@mail.mil; melissa.s.santiago.mil@mail.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; paul.r.bouchard.mil@mail.mil; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: Touhy Update

David,

On Friday, we received an update from the Department of State that the Office of the Legal Adviser received your request and is processing it through the appropriate channels. I will send an update as I receive them. Do you still intend to submit the other request to the federal agency?

v/r

Ashden

02564217

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Monday, April 9, 2012 12:22 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Cc: 'Kemkes, Matthew J MAJ USARMY (US)' <matthew.j.kemkes.mil@mail.mil>; 'Bouchard, Paul R CPT USARMY (US)' <paul.r.bouchard.mil@mail.mil>; 'Santiago, Melissa S CW2 USARMY (US)' <melissa.s.santiago.mil@mail.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Overgaard, Angel M CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; Ford, Arthur D CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>
Subject: RE: Grand Jury Testimony

Ashden,

I am not for sure I understand your response. What is the "discoverable material" standard that you are using to determine what to disclose? Also, why do you believe it would take until May 1st to complete your review? The Grand Jury investigation started in December of 2010. At that time, the Defense requested access to the investigation being conducted by the DOJ. Additionally, you have been on notice that these materials were the subject of a compel discovery motion since February. I am not clear on why the review hasn't already been done, and why I don't have these documents.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
Fax: (508) 689-9282
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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02985603

From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, April 09, 2012 2:30 PM
To: [redacted] (USMS)
Subject: RE: Document request (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

I spoke with you last week about a document our office was requesting from your organization relating to the case of US v. PFC Manning. Earlier today, I spoke with a member of your organization who said he would email me the requested document. I think it was [redacted]. Can you please forward this email to [redacted]?

I am writing you because we are having problems with our email server, so I'm afraid any email sent by [redacted] did not reach me. If he is sending me the document, please advise him not to use the word "w*k*Le*ks" because that word is currently blocked.

Thank you, Sir.

v/r

J. Hunter Whyte
CPT, JA
Trial Counsel
United States Army Military District of Washington

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, April 09, 2012 9:45 PM
To: [redacted] (US)
Subject: Update

Sir - I am conducting an accounting of everything I am tracking for organizations. Can you please verify that the information below is accurate? Thanks!

Ashden

02917545

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, April 09, 2012 10:06 PM
To: [redacted] USSOUTHCOM JTFGTMO'
Cc: [redacted] (US); Haberland, John CPT USA Regimental Judge Advocate; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: Update

Sir - I am conducting an accounting of everything I am tracking for organizations across the board. Can you please verify that the information below is accurate? Thanks!

Ashden

02917520

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, April 09, 2012 10:08 PM
To: [redacted] USA USCENTCOM CCJA-SJA
Cc: [redacted] Haberland, John CPT USA Regimental Judge Advocate; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: Update

Sir - I am conducting an accounting of everything I am tracking for organizations. Can you please verify that the information below is accurate? Thanks!

Ashden

02932004

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Tuesday, April 10, 2012 8:34 AM
To: David Coombs
Cc: 'Kemkes, Matthew J MAJ USARMY (US)'; 'Bouchard, Paul R CPT USARMY (US)'; 'Santiago, Melissa S CW2 USARMY (US)'; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: RE: Grand Jury Testimony

David,

Material outside the possession of military authorities is discoverable under RCM 701(a)(6) and Brady. The United States has provided the defense FBI and grand jury material above and beyond this requirement and continues to review and coordinate additional review of material, including testimony. This case was referred in early February, and we have since been litigating tnis issue, which resulted in the United States informing the Court and defense that we intend to produce, as soon as practicable, any discoverable material we identify and have approval to make available. No later than 1 May is our best estimate considering the amount of information that the prosecution has a due diligence requirement to review and which we have been and are continuing to review.

v/r
Ashden

From: [redacted]@nara.gov]
Sent: Tuesday, April 10, 2012 8:46 AM
To: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: Re: US v. PFC Bradley Manning (UNCLASSIFIED)
Attachments: Wikileaks Damage Assessment Document

I did send it last week, but see now that I typed your name in incorrectly. Here it is again. Please confirm that you have received it. Sorry for the error.

Thanks,
[redacted]

[redacted]
General Counsel
National Archives and Records Administration
8601 Adelphi Road, Suite 3110
College Park, MD 20740-6001
[redacted] (main)
(direct)
(cell)
(fax)
[redacted]@nara.gov

From: [redacted]@usdoj.gov]
Sent: Monday, April 09, 2012 12:29 PM
To: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Cc: [redacted] (USMS); [redacted] (USMS)
Subject: WikiLeaks Disclosure Assessment Letter
Attachments: wiki leaks ltr.pdf

Captain White,

Attached is the USMS letter in response to the request for an assessment of damage to the USMS. This letter is shared with the prosecution for law enforcement purposes. It is requested that you consult with me or someone from our office prior to any further disclosure of the document.

Thank you,

[redacted]
Associate General Counsel
United States Marshals Service
2604 Jefferson Davis Highway
Alexandria, VA 22301
Tele: [redacted]
Fax: [redacted]

02562206

From: [redacted](US) <[redacted]@mail.mil>
Sent: Tuesday, April 10, 2012 10:30 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Subject: RE: Update (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

See bracketed comments below.

[redacted]
Office of the Judge Advocate General of the Army, Pentagon 3D548
NIPR: [redacted]@mail.mil
SIPR: [redacted]@HQDA-S army.smil mil
JWICS: [redacted]@dami.ic.gov
Tel: [redacted]

From: [redacted] CIV DISA GC [redacted] @disa.mil] on behalf of [redacted] CIV DISA GC
Sent: Tuesday, April 10, 2012 3:04 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Cc: [redacted] CIV DISA PEO-MA
Subject: RE: DISA Chief of Staff Memo asking that our data not be publicly posted (UNCLASSIFIED)

Importance: High

Classification: UNCLASSIFIED
Caveats: NONE

Dear MAJ Fine; 10 April 2012

I was working on an email on SIPR, and my assigned thin client went black. Mr. [redacted] and I have reviewed the documents together, and have some comments to provide, but I may have to work them up on a different terminal latter this week.

If any of the documents are proposed for public release, the photo of the former state dept. employee should be redacted, to protect his privacy. Since I understand he has retired from federal service, if information on him (which is not relevant to the events) could be redacted, that would be good.

Also, please see OASD DA&M Memo, September 1, 2005, Withholding of Information that Personally Identifies DoD Personnel (OSD 17746-05) at http://www.dod.mil/pubs/foi/dfoipo/docs/1sep2005memo_PII.pdf which indicates "... personally identifying information may be inappropriate for inclusion in any medium available to the general public..." It goes on to state: "... In general, release of information on DoD personnel will be limited to the names, official titles, organizations, and telephone numbers for personnel only at the office director level or above, provided a determination is made that disclosure does not raise security or privacy concerns. No other information, including room numbers, will normally be released about these officials..."

Given the high level of media interest in this case, and the propensity of criminal 'hactivists' to attack anyone seen as 'anti-Manning' the indentifying information (to include names, phone numbers, email addresses, locations etc.) on technical staff within DoD mentioned in the documents should be redacted. None of the DISA personnel are at the director level, and some are law enforcement or intelligence specialists.

Where the data is that of some element outside DISA, the organization that generated the data should review the documents to determine classification level of that data.

Sincerely,

[redacted]
Deputy General Counsel, Regulatory & International Law
Defense Information Systems Agency (Ft Meade, MD)
C4A24L, Phone: [redacted] {DSN [redacted] }
Fax: [redacted]
NIPRNet: [redacted] @disa.mil

02979495

From: [redacted]@doc.gov]
Sent: Wednesday, April 11, 2012 9:09 AM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Subject: documents

Good morning, Sergeant Bradley-

I believe you spoke with Agent [redacted] yesterday regarding documents we previously provided to NCIX. I have the documents you requested available for release to you. Please advise when the most convenient time is for you to pick them up.

Thank you-

[redacted]

[redacted]

Intelligence Advisor

Investigations and Intelligence Division

Office of Security

U.S. Department of Commerce

Desk: [redacted]

Mobile: [redacted]

Secure: [redacted]

[redacted]@doc.gov

02979448

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 11, 2012 9:24 AM
To: [redacted]
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

[redacted],

Good morning, and thank you for your help coordinating the pickup of the documents. If possible I would like to pick up the documents at 1400 today. Please let me know where you would like me to meet you as I am not familiar with the Department of Commerce building.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02564211

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Wednesday, April 11, 2012 2:57 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; ashden.fein@us.army.mil; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA <jairo.parra@organization.com>
Cc: Santiago, Melissa S CW2 USARMY (US) <melissa.s.santiago.mil@mail.mil>; edl@cyberagentsinc.com; ts@cyberagentsinc.com
Subject: DTS and Funding

Angel,

Can you provide me with an update on the Defense computer forensic funding request? My expert will need to travel next week in order to work on the case and prepare for his testimony during the Article 39(a). Thank you.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
Fax: (508) 689-9282
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 11, 2012 3:33 PM
To: [redacted]@frb.gov
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: JWICS Address (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

Good afternoon. As per our phone conversation, please see the JWICS address for our lead prosecutor, MAJ Ashden Fein below. Should you have any additional questions or concerns please let me know.

- JWICS: ashden.fein@dodiis.ic.gov

Very Respectfully,

SGT Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: NONE

02564210

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Wednesday, April 11, 2012 6:38 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA <alexander.vonelten@organization com>; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA <jairo.parra@organization.com>
Cc: 'Tooman, Joshua J CPT USARMY (US)' <joshua.j.tooman.mil@mail.mil>; Santiago, Melissa S CW2 USARMY (US) <melissa.s.santiago.mil@mail.mil>
Subject: Funding

Ashden,

Please provide me with an update regarding funding for the Defense computer forensic experts. My expert is planning on traveling on the 17th to Fort Meade and staying until the 26th.

Additionally, can you let me know when you intend to have PFC BM in the Fort Meade area? I intend to come early, and if he is present, I would like for him to be brought to the Fort Meade TDS office.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
Fax: (508) 689-9282
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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02564209

From: David Coombs <coombs@armycourtmartialdefense.com>

Sent: Wednesday, April 11, 2012 7:51 PM

To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA <alexander.vonelten@organization.com>; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA <jairo.parra@organization.com>

Cc: 'Tooman, Joshua J CPT USARMY (US)' <joshua.j.tooman.mil@mail.mil>; Santiago, Melissa S CW2 USARMY (US) <melissa.s.santiago.mil@mail.mil>

Subject: Transcript

Ashden,

Can you provide me with an update on receiving the digital recordings? I need these recordings for my reply motions. Will you be able to courier them to me before the end of the week?

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
Fax: (508) 689-9282
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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02933127

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 11, 2012 9:20 PM
To: David Coombs; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA; Parra, Jairo A. WO1 USA JFHQ-NCR/MDW SJA
Cc: 'Tooman, Joshua J CPT USARMY (US)'; Santiago, Melissa S CW2 USARMY (US)
Subject: RE: Funding

David,

We should have an answer on the additional funding for your experts tomorrow, based on the planned CG appointment. Mr. Parra is still confirming the issue with the overage and you should have an answer from us on the overage by tomorrow.

v/r
Ashden

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 12, 2012 8:47 AM
To: [redacted]
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: US v. Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],

Good morning, I hope you have been well. I just wanted to touch bases with you and ask if the NCIX contacts were able to get you the information you needed. Please let me know if there is anything that I can do to help and have a great day!

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02978068

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 12, 2012 8:52 AM
To: [redacted]
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; [redacted]
Subject: RE: NCIX Documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good morning, I hope that you are well. Per the email traffic below, I am contacting you with regard to receiving a copy of a document or series of documents your organization may have provided to the NCIX. If you require any additional information please feel free to contact me and I will be happy to elaborate.

Very Respectfully,
Sergeant Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02979593

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 12, 2012 8:56 AM
To: [redacted]SOL
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; [redacted]ILAB
Subject: RE: Request for General Counsel's Office Point of Contact (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

Good morning, I hope that you are well. I am just emailing you to ask if you or anyone else in your office has had an opportunity to locate the response generated by your office with regard to the NCIX "W#kileaks" document review. Please let me know if you need any additional information from our office and I will do my best to assist.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 12, 2012 9:06 AM
To: [redacted] (GC/LE)
Cc: [redacted] (GC/LE); Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good morning, I hope you have been well since we last spoke. I am just emailing you to ask if you or anyone else in your office has had an opportunity to locate the response generated by your office with regard to the NCIX "W#kileaks" document review. Please let me know if you need any additional information from our office and I will do my best to assist.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02978118

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 12, 2012 10:26 AM
To: [redacted]
Cc: [redacted]; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: ATF NCIX Documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

As per our phone conversation please see the SIPRNET email address for our lead prosecutor MAJ Ashden Fein. Should you need any additional information please feel free to contact me and I will be happy to assist.

SIPRNET: ashden.fein@jfhqncr.northcom.smil.mil

Very Respectfully,

Sergeant Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: NONE

From: [redacted]@usaid.gov]
Sent: Thursday, April 12, 2012 2:39 PM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Cc: [redacted]: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

SGT Bradley,
Not a problem at all and thank you for the clarification. I also don't know of any official response from the Agency. However, I believe our Office of Security should know if such a response was ever sent because I believe they were involved with the matter at that time. Please discuss it with [redacted] when he gets back in the office on Monday.

Regards,
[redacted]

From: [redacted]@bbg.gov]
Sent: Thursday, April 12, 2012 2:42 PM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: US v. Manning (UNCLASSIFIED)

SGT Bradley,

I've been well, and I hope you and your team have been too. I haven't heard anything from NCIX, but I'll send a new email to them to try to get things rolling.

Regards,

[redacted]

[redacted] Broadcasting Board of Governors

From:	Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent:	Thursday, April 12, 2012 6:31 PM
To:	coombs@armycourtmartialdefense.com
Cc:	Kemkes, Matthew J MAJ USARMY (US); 'Bouchard, Paul R CPT USARMY (US)'; 'Tooman, Joshua J CPT USARMY (US)'; Santiago, Melissa S CW2 USARMY (US); Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject:	Experts
Attachments:	120412- GCMCA Approval of Additional Funding of Defense Forensic Computer Experts.pdf

David,

The GCMCA approved the defense funding request for an additional $70,000. Attached is the approval.

As for the amount remaining under prior approvals and the issue with unauthorized overages- I will send you an email early next week that outlines every issues that has been present and the way forward. After reviewing our previous emails and the bills/accountings we have received from CyberAgents, there are too many inconsistencies between the emails and submissions to give you a clear answer. This will be resolved by Wednesday.

As for their travel-

Although much of the computer systems processing outlined in your Renewal of Motion to Compel Discovery might not take a long time as you have highlighted, what seems to be overlooked is having that volume of information reviewed by security experts and how much time that process will take. Any information removed from a classified hard drive must be reviewed by security experts and will likely have to be submitted to OCAs if classified information is found, including filenames. With that being said, we are still working with CCIU to determine how much information exists on the drives that will need to be reviewed by information security professionals. Many of the drives are not operational or are wiped. I should have the exact number of the operational drives on Monday afternoon. We are positioned to schedule their travel and can do so Monday if you still want them to travel on Tuesday for this purpose. We offer that we might be able to find a middle ground which won't require this testimony or travel and can discuss on Monday.

v/r

Ashden

02923623

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Friday, April 13, 2012 9:51 AM
To: [redacted] IRR USA USCENTCOM CCJA-SJA
Subject: POC Info & SCG

Sir,

Are you available for a quick chat this morning? Thanks.

02564202

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Friday, April 13, 2012 5:57 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA <alexander.vonelten@organization.com>
Cc: 'Tooman, Joshua J CPT USARMY (US)' <joshua.j.tooman.mil@mail mil>
Subject: Discovery

Ashden,

I received the unclassified discovery today. Also, the classified discovery was received by NWC. I have arranged to see the facility next week at the NWC.

I have a couple of questions that I would like to have answers to:

1) With regards to the unclassified damage assessments provided in discovery, when did the Government receive these documents?

2) Are there any more unclassified damages assessments in the Government's possession?

3) Do you have an update on the 14 hard drives?

4) Who is the Government bringing from the Department of State for the motions hearing? Can you provide this person's contact information?

5) Are you planning on providing me with your proposed LIOs? If so, perhaps this is something we can agree upon.

6) Did you receive the emails from COL Lind regarding her email problems?

7) I have forwarded the documentation regarding badges for my family. Has Mr. Parra heard anything on that issue?

8) Has the DOS provided any further updates on my Touhy request?

9) When does the Government plan to have PFC BM in the Fort Meade area? Additionally, is the plan to return him to the JRCF immediately after the 39(a) is completed? The Defense's preference would be to return PFC BM to military control at the JRCF.

Thank you for your attention to the above matters.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Sunday, April 15, 2012 10:08 PM
To: [redacted] (USAVAE); [redacted] USAVAE); [redacted] (USAVAE); [redacted]
Cc: [redacted] (NSD); Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: FBI File

All,

Good evening. We have finally finished going through all the documents that we previously marked discoverable and that you reviewed for approval to release. There are 162 documents remaining that no one (EDVA, FBI, or WFO) placed in the three buckets. Out of all the documents you either redacted or wholesale disapproved for release, we identified [redacted] documents to discuss with you to figure out whether we may release only very specific portions.

Is there a time this week for us to all meet for about 3 hours and finish this process? As a starting point- I propose Wednesday morning or afternoon. [redacted]

By lunch tomorrow, I should have the exact numbers of the documents for us to collectively go through. Once we finish this process and discuss the one outlier, this should complete our review of the main file, except anything new since we scanned the file.

Thank you!

v/r

Ashden

02943156

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, April 16, 2012 10:28 AM
To: [redacted]RR USA USCENTCOM CCJA-SJA
Subject: chat today

Sir,

Are you available for a quick phone chat today? Thank you.

v/r

Ashden

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, April 16, 2012 11:08 AM
To: [redacted]
Cc: [redacted] Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR \MDW SJA; [redacted]
Subject: RE:

[redacted],

Good morning. Could you please send me an update on the below areas. [redacted] Thank you!

v/r
Ashden

-----Original Message-----
From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 05, 2012 8:07 AM
To: [redacted]
Cc: [redacted] Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA
Subject: RE:

[redacted],

Thank you for the chat this morning. I am tracking only three issues from the MJ's order-

1. DIA's position on making the IRTF Final Report available to the defense counsel- either invoking the classified information privilege on all/some of the information, making the report available for inspection, or turning it over to the defense counsel in classified discovery (there are other conceivable variations which we can discuss and we understand this is subject to other equity holder's approval for their information which we are directly and concurrently coordinating). [redacted]

2. As part of our original Prudential Search Request, we identified that some IRTF information was missing. We returned the IRTF CD/DVD and are still owed the updated CD/DVD of all the IRTF material for us to review. Once we have all the PSR material based on our original broad request, we are confident that any information from this court's order or future requests/orders for potentially discoverable material would be found in our review of the PSR material.

[redacted]

[redacted]

Thank you!

v/r
Ashden

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, April 16, 2012 11:13 AM
To: [redacted]
Subject: FW: Automatic reply:

FYSA.

-----Original Message-----
From: [redacted]@dodiis.mil]
Sent: Monday, April 16, 2012 11:08 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Subject: Automatic reply:

I am out of the office until Tuesday, 17 Apr 2012. From Friday-Monday, if you need to reach me in regards to a legal matter, please email my home address at [redacted] or call me at [redacted]

From: [redacted]@dodiis.mil>
Sent: Monday, April 16, 2012 11:13 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Subject: RE: Automatic reply:

I would e-mail her at home. She has to have a backup.

[redacted]
Defense Intelligence Agency
Washington, DC 20340
[redacted]

From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, April 16, 2012 11:20 AM
To: [redacted]@hhs.gov
Subject: US v. Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Good morning [redacted],

I am one of the prosecutors in the case of US v. Bradley Manning. Our office has been trying to reach [redacted] for the past few weeks without any luck. Could you please forward this email to [redacted] or, at a minimum, give us a call as soon as possible? We are in the middle of litigation and it is urgent that we speak with him.

Thank you, Ma'am!

v/r

J. Hunter Whyte

CPT, JA

Trial Counsel

United States Army Military District of Washington

Classification: UNCLASSIFIED
Caveats: NONE

From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, April 16, 2012 12:05 PM
To: [redacted]@hhs.gov
Subject: US v. Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

Thank you for speaking with me earlier today. Here is my contact information for the requested material. Please let me know if your department requires anything additional from our office or if you have any further questions about what we are requesting.

v/r

J. Hunter Whyte

CPT, JA

Trial Counsel

United States Army Military District of Washington

Classification: UNCLASSIFIED
Caveats: NONE

02931910

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, April 16, 2012 3:53 PM
To: David Coombs
Cc: joshua.j.tooman.mil@mail.mil; melissa.s.santiago.mil@mail.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR \MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: Hard Drives (EnCase Forensic Images)

Importance: High

David,

After consultation with the government forensic experts, it appears that out of the 14 hard drives that were identified to be present in the TOC or SCIF, 2 drives are completely inoperable, 7 drives are wiped, 4 drives have file structures present, and 1 drive is partially wiped. In total, only 5 drives have any information that could answer your request and ultimately the Court's order, dated 23 March 2012.

Based on this information and in an effort to continue producing as much information in discovery as possible, regardless of classification, the United States is willing to produce forensic copies of the 5 drives to the defense, but only after receiving authorization from relevant OCAs, if classified information is identified on the drives. In order to make this happen, we will have our forensic experts continue their examination and then pass the information to the security experts to start a review. Our goal is to have the drives examined and approved for release by 18 May 2012, the Court's deadline for the other matters in the defense motion to compel.

The United States does not acknowledge any of the defense's arguments or stated interpretation of the relevant authorities. The United States maintains that a complete search of these drives is not material to the preparation of the defense, regardless of their classification. Additionally, the United States has never maintained that the forensic computer exams will take an extended period, but rather it would takes weeks for the security experts to review the 14 hard drives for classified information and the prosecution to obtain needed approvals. Now knowing that only five drives are at issue (the fifth being partially wiped), this process should not be too onerous for our security experts and they should be able to complete everything, including obtaining approvals, if any, within the next 30 days.

Please let us know whether this is acceptable and we will notify the Court. Additionally, please let us know whether you still require your forensic experts to travel this week or next week for the motions hearing.

v/r
Ashden

02979663

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Monday, April 16, 2012 4:24 PM
To: [redacted]@dot.gov
Cc: [redacted]@dot.gov; [redacted]@dot.gov; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Request to Review NCIX Documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Sir,

Good afternoon. As per our phone conversation, if at all possible we would like to pick up the documents on 18 April, 1030 hours. If this is not feasible please let me know and we will adjust. Thank you again for your help and have a great day.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02564182

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Monday, April 16, 2012 5:02 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Cc: joshua.j.tooman.mil@mail.mil; melissa.s.santiago.mil@mail.mil, Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>, VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA <alexander.vonelten@organization.com>; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>
Subject: RE: Hard Drives (EnCase Forensic Images)

Ashden,

I guess I don't understand what you are saying. If you are doing the searches for unauthorized software, per the Court's order, you should have the results NLT 20 April. If you are also doing a search utilizing the method the Defense experts suggested, you should have those results NLT 20 April. So I would like the results of either search on or before 20 April. At that point, we can discuss whether you would also provide an EnCase copy to the Defense.

Also, why can't you respond to any of the Defense's questions until Friday? I would like to have the answers to the questions sooner rather than later, especially with respect to the following:

1) With regards to the unclassified damage assessments provided in discovery, when did the Government receive these documents?

2) Are there any more unclassified damages assessments in the Government's possession?

3) Who is the Government bringing from the Department of State for the motions hearing? Can you provide this person's contact information?

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
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www.armycourtmartialdefense.com

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From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, April 16, 2012 5:31 PM
To: David Coombs
Cc: joshua.j.tooman.mil@mail.mil; melissa.s.santiago.mil@mail.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR \MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: RE: Hard Drives (EnCase Forensic Images)

David,

As for the forensic drives, CID will continue examining the drives as per the Court's order and we will provide the results by 20 April 2012. However, in an effort to save time and resources for all parties involved (defense, government computer experts, government classification experts), we can produce the forensic images of the drives, as per the defense's original request. The defense will be able to conduct any analysis/procedure it wishes with complete copies of the drives.

We can wait until after 20 April 2012, however it will take more time after that to get those drives fully reviewed for security classification purposes, than merely the filenames. If the defense ultimately wants the forensic images and access to the files (as per the original motion and the renewed motion) sooner than later, the United States recommends the defense support this way forward, so we can divert CID resources from continuing to search for these programs and having to dedicate security experts to the review of the lists, and just have all of them focus on the actual files. We are confident we will be able to have them reviewed and approved, absent some unusual issue, by 18 May 2012.

Following this email, I will send you responses to your questions from Friday. My previous email was intended to simply explain that I will provide you answers by COB today, for your questions you asked on Friday.

v/r
Ashden

02936523

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, April 16, 2012 5:48 PM
To: David Coombs; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA
Cc: 'Tooman, Joshua J CPT USARMY (US)'; melissa.s.santiago.mil@mail.mil
Subject: RE: Discovery

David,

Below are our responses to the applicable questions. The others should be OBE or subject to other emails today.

1) The prosecution has been working with many government agencies pursuant to our obligation to search for discoverable information under Williams. As we identify discoverable information, we seek approvals to release the information. Over the past few weeks, we reviewed these particular assessments; identified discoverable information contained within, obtained approvals to release them, and produced them to the defense as soon as possible.

2) The prosecution continues to review additional unclassified assessment(s), and will diligently work to obtain approvals to turn the discoverable portions, if any, over in discovery.

4) The United States will notify you of the individual, once we receive the information. We expect this decision in the next few days. Additionally, we will work to provide you contact information for the individual and/or setup a time prior to the motions hearing for you to interview the individual.

5) I am confident we can work on this as we move forward, but we are not in a position to send any as of yet. We will address this issue after the next motions hearing.

7) I will check with Mr. Parra about this issue.

8) The Department of State is processing your Touhy request and we were told that they might have an answer by the end of this week.

9) Please see your previous email at the very bottom.

A) Defense expert witnesses. We should be able to give you a comprehensive answer on the status of funding for your experts and their contract issues by Wednesday, as per my email last week. Once CW2 Parra returns this is his priority. They are currently funded for their travel tomorrow. SGT Feito is making their reservations and has been trying to contact them.

B) OCA POCs.
1. Rear Admiral David Woods (CDR Thomas Welsh, SJA, JTF-GTMO, Thomas.J.Welsh@jtfgtmo.southcom.mil)
2. LT Gen Schmidle (LTC Lisa Gumbs, OSJA, CYBERCOM at llgumbs@nsa.gov) 3. Vice Admiral Robert Harward (should obtain tomorrow) 4. Rear Admiral Donegan (should obtain tomorrow)

v/r
Ashden

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Monday, April 16, 2012 6:42 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Subject: RE: Discovery

Ashden,

With regards to #1, I am not clear when the Government received these assessments. I understand from your email that you reviewed the assessment over the past few weeks, but how long have you had these assessments? Additionally, some of these assessments are interim assessments. Do you have any follow up assessments?

Best,
David

David E. Coombs, Esq
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02936517

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Tuesday, April 17, 2012 9:47 AM
To: David Coombs
Cc: Bouchard, Paul R CPT USARMY (US); melissa.s.santiago.mil@mail.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S..1LT USA JFHQ-NCR\MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: RE: Discovery

David,

Since prior to referral, we have been coordinating with different federal organizations which we have reason to believe prepared an assessment, as a result of our continuing Williams and/or ethical obligations. Those organizations began providing us with these assessments as early as a few weeks ago and as recent as a few days ago. We adopted an efficient method of receiving, reviewing, and, if necessary, obtaining approval for the disclosure of the assessments, so that we can produce the discoverable portions, if any, to the defense as soon as possible. These assessments are the most current.

The prosecution will continue to produce as much information as authorized to mirror open-file discovery, but only pursuant to the authority we receive, based on balancing disclosure with protecting national security.

v/r
Ashden

02564158

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Tuesday, April 17, 2012 12:11 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Cc: melissa.s.santiago mil@mail.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA <alexander.vonelten@organization.com>; Ford, Arthur D CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>; 'Tooman, Joshua J CPT USARMY (US)' <joshua.j.tooman.mil@mail.mil>
Subject: RE: Discovery

Ashden,

These assessments are dated November 2010. Are you saying that you just got these a few weeks ago? You stated in your response to the Defense Motion to Compel Discovery that you had requested these items in May of 2011. Why are you receiving them 10 months later?

Finally, please ensure that you do not send emails to CPT Bouchard or MAJ Kemkes. Your last email had listed CPT Bouchard instead of CPT Tooman.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
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Fax: (508) 689-9282
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Tuesday, April 17, 2012 5:54 PM
To: Lind, Denise R COL USARMY (US)
Cc: coombs@armycourtmartialdefense.com; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA; Tooman, Joshua J CPT USARMY (US); Santiago, Melissa S CW2 USARMY (US); Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA; [redacted]MIL USA OTJAG; [redacted]. [redacted] CIV JFHQ-NCR/MDW SJA
Subject: RE: US v. PFC BM - Ruling on Gov't Request - Leave to Respond; Article 39(a); and trial calendar (UNCLASSIFIED)

Ma'am,

1. The majority of counsel have been at the Department of State this afternoon, therefore we are just starting to respond to emails.

2. Department of State witness. Based on input and direction from the Department of State, the Department will make their draft assessment available pursuant to the Court's order. The United States believes this makes the need for a witness moot.

3. Forensic Computer expert witness. As per the email chain below, the United States notified the defense that we have offered to make forensic images of the operable drives available to the defense by 18 May 2012 in an effort to save time and resources for all parties involved (defense, government computer experts, government classification experts, and the Court). After CID's initial review in preparation for the 20 April 2012 deadline, they determined that only 5 of 14 drives are operable, therefore significantly reducing the time required for security experts to conduct a review for classified information. However, based on the defense's email and pursuant to the Court's order, the United States will continue to produce the list of programs by 20 April 2012. If the defense still requests forensic copies of the drives or access to the files, then we will voluntarily comply; however that will take additional time. The United States believes this satisfies any issues which were discussed during the RCM 802 telephonic conference and ultimately in the defense's motions, including the need to re-litigate this issue and have forensic experts present.

4. Case Calendar. The prosecution realized that it has not provided any justification to the Court on why the United States recommends bifurcating unclassified and classified evidentiary issues. If it may please the Court, the United States can file by Friday a brief explanation with estimates of the volume of evidence the United States intends to introduce, unclassified and classified, during pretrial motions and the estimate of the total number of witnesses that will be required based on the charged offenses.

v/r
MAJ Fein

02936509

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 18, 2012 9:17 AM
To: David Coombs
Cc: melissa.s.santiago.mil@mail.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA; 'Tooman, Joshua J CPT USARMY (US)'
Subject: RE: Discovery

David,

Since May 2011, the United States has requested that all entities whose files it is required to search under Williams to segregate and preserve any records related to the accused, WL, and the evidence in this case. An example of this request has been provided in our filings. Our continuing search of these records provided us with a good faith basis that potentially discoverable information may exist within the files of more than fifty additional agencies. The prosecution promptly began coordinating with these agencies to review these materials and, if discoverable, to obtain approval to disclose in discovery. The assessments we disclosed to the defense last week are the unclassified discoverable materials we reviewed from these additional agencies.

The United States continues receiving, reviewing, and, if necessary, obtaining approvals for the disclosure of the assessments, both classified and unclassified, to the defense.

v/r
Ashden

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, April 18, 2012 12:50 PM
To: [redacted]@doc.gov'
Subject: Re: documents (UNCLASSIFIED)

[redacted],

Good afternoon! I hope that you have been well since we last spoke. I am emailing you to ask if you still needed the NCIX point of contact to have the signed copy of your document released to us. Thank you for your help thus far and please contact us should you need any other information.

Very Respectfully,
Sergeant Princeton Bradley
Paralegal Noncommissioned Officer
Military Justice, MDW OSJA
Office: 202-685-1975
BB: 571-970-7723
princeton.bradley@jfhqncr.northcom.mil

From: [redacted]@sol.doi.gov]
Sent: Wednesday, April 18, 2012 2:44 PM
To: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Cc: [redacted]
Subject: RE: US v. Manning (UNCLASSIFIED)

Cpt. Whyte,

We are happy to accommodate your request and provide our Damage Assessment. For our records, we ask that you provide, on letterhead, a written request stating what you require and explaining whether it will be protected under court order, seal or equivalent.

You may provide the letter via email. Please send it to myself and to the two addresses cc'ed above.

Thanks,

[redacted]

[redacted] Branch of General Legal Services

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 19, 2012 9:14 AM
To: [redacted]
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: US v. Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted]

Good morning! I hope that you have been well since we last spoke. I am emailing you to request a JWICS or SIPRNET email account for your Office of General Counsel, to which the prosecuting attorneys may send a written request regarding your organization's NCIX responsive information. Should your Office of General Counsel not have JWICS or SIPRNET access, please notify the prosecution of an acceptable alternate, should one exist. If your organization does not have access to JWICS or SIPRNET systems at all, please let me know and we will produce our request in a format that is not classified. Thank you for your continued support of the prosecution. If you should require any additional information, please feel free to contact me and I will be happy to help.

Very Respectfully,
Sergeant Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02979394

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 19, 2012 9:23 AM
To: [redacted]
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA [redacted] OGC
Subject: RE: Delivery of Documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],

Good morning, I hope that you are well. I am emailing you to request a JWICS or SIPRNET email account for your Office of General Counsel, to which the prosecuting attorneys may send a written request regarding your department's NCIX responsive information. Should your Office of General Counsel not have JWICS or SIPRNET access, please notify the prosecution of an acceptable alternate, should one exist. If your organization does not have access to JWICS or SIPRNET systems at all, please let me know and we will produce our request in a format that is not classified. Thank you for your continued support of the prosecution. If you should require any additional information, please feel free to contact me and I will be happy to help.

Very Respectfully,
Sergeant Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 19, 2012 9:28 AM
To: [redacted]
Subject: RE: documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

[redacted],

Sounds good. Also, (just a heads up) I am about to send out an email requesting a SIPRNET or JWICS email address to forward a request from our prosecuting attorneys to your OGC. I just wanted to give you a heads up because although the request is regarding the documents I picked up, it is not a request to receive a signed copy of the documents since we already discussed that issue.

V/R,
SGT Bradley

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 19, 2012 9:30 AM
To: [redacted]
Cc: [redacted] Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: RE: documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

[redacted],

Good morning, I hope that you are well. I am emailing you to request a JWICS or SIPRNET email account for your Office of General Counsel, to which the prosecuting attorneys may send a written request regarding your department's NCIX responsive information. Should your Office of General Counsel not have JWICS or SIPRNET access, please notify the prosecution of an acceptable alternate, should one exist. If your organization does not have access to JWICS or SIPRNET systems at all, please let me know and we will produce our request in a format that is not classified. Thank you for your continued support of the prosecution. If you should require any additional information, please feel free to contact me and I will be happy to help.

Very Respectfully,
Sergeant Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

02980231

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 19, 2012 9:36 AM
To: [redacted]@faa.gov
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: Request for Email Address (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

Good morning, I hope that you have been well since we last spoke. I am emailing you to request a JWICS or SIPRNET email account for your Office of General Counsel, to which the prosecuting attorneys may send a written request regarding your organization's NCIX responsive information. Should your Office of General Counsel not have JWICS or SIPRNET access, please notify the prosecution of an acceptable alternate, should one exist. If your organization does not have access to JWICS or SIPRNET systems at all, please let me know and we will produce our request in a format that is not classified. Thank you for your continued support of the prosecution. If you should require any additional information, please feel free to contact me and I will be happy to help.

Very Respectfully,

Sergeant Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: NONE

Tracking:

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 19, 2012 9:43 AM
To: [redacted]@ondcp.eop.gov
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Subject: Email Address Request (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

Good morning, I hope that you have been well since we last spoke. I am emailing you to request a JWICS or SIPRNET email account for your Office of General Counsel, to which the prosecuting attorneys may send a written request regarding your organization's NCIX responsive information. Should your Office of General Counsel not have JWICS or SIPRNET access, please notify the prosecution of an acceptable alternate, should one exist. If your organization does not have access to JWICS or SIPRNET systems at all, please let me know and we will produce our request in a format that is not classified. Thank you for your continued support of the prosecution. If you should require any additional information, please feel free to contact me and I will be happy to help.

Very Respectfully,

Sergeant Princeton Bradley

Paralegal Non-Commissioned Officer

Military Justice, OSJA

Fort McNair, Bldg 32

202-685-1975

princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: NONE

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Thursday, April 19, 2012 9:46 AM
To: [redacted]
Cc: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA [redacted]
Subject: Email Address Request (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

Good morning, I hope that you have been well since we last spoke. I am emailing you to request a JWICS or SIPRNET email account for your Office of General Counsel, to which the prosecuting attorneys may send a written request regarding your organization's NCIX responsive information. Should your Office of General Counsel not have JWICS or SIPRNET access, please notify the prosecution of an acceptable alternate, should one exist. If your organization does not have access to JWICS or SIPRNET systems at all, please let me know and we will produce our request in a format that is not classified. Thank you for your continued support of the prosecution. If you should require any additional information, please feel free to contact me and I will be happy to help.

Very Respectfully,
Sergeant Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

Classification: UNCLASSIFIED
Caveats: NONE

From: Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <Arthur.Ford@jfhqncr.northcom.mil>
Sent: Thursday, April 19, 2012 10:44 AM
To: [redacted]@ic.fbi.gov>
Cc: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Subject: Case File (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

[redacted]

We would like to get an updated copy of your file. Please let me know when would be convenient for you. We would like to Scan it the same way we did with the main file. Thanks very much.

Artie

V/R,
Arthur Ford
CW2, JA
Legal Administrator
Comm: 202-685-2975
BB: 571-289-9690

Classification: UNCLASSIFIED
Caveats: NONE

From: [redacted] NAVWARCOL [redacted] @usnwc.edu] on behalf of [redacted] NAVWARCOL
Sent: Thursday, April 19, 2012 11:14 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Parra, Jairo A. CW2 USA JFHQ-NCR/MDW SJA
Cc: [redacted] USA OTJAG; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL; [redacted] NAVWARCOL
Subject: Support for US v. PFC Manning

Ashden,

FYI - Mr. David Coombs "came on-board" today April 19, 2012. He's been briefed, materials were issued, and he's all settled in his workspace.

V/r [redacted]

[redacted]
Classified Material Control Officer
NATO Sub-registry Control Officer
SIPR address: [redacted]@nwc.navy.smil.mil

Naval War College
DSN: [redacted]
Comm: [redacted]
E-mail: [redacted]@usnwc.edu

"THE HUMAN THREAT TO NATIONAL SECURITY:
Did Not Know the Rules - Did Not Understand the Rules - Did Not Follow the Rules"

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>named above. Any misuse or unauthorized disclosure may result in both
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>error, please notify the sender at the telephone number or e-mail
>address
above.

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Thursday, April 19, 2012 1:47 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; VonElten, Alexander S 1LT USA JFHQ-NCR\MDW SJA <alexander.vonelten@organization.com>; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>
Cc: 'Tooman, Joshua J CPT USARMY (US)' <joshua.j.tooman.mil@mail.mil>; Santiago, Melissa S CW2 USARMY (US) <melissa.s.santiago.mil@mail.mil>
Subject: Issues

Ashden,

Please provide answers to the following questions:

1) Hard Copies: I would like to have hard copies of the charged documents for the 793(e) offenses delivered to the NWC. You had previously indicated that this would not be a problem. Is this something that you could accomplish before the end of next week?

2) FBI: I have looked through the majority of the FBI documentation and have some concerns regarding the redactions. Many of the documents are incomprehensible due to the scope of the redactions. Can you tell me who redacted these documents, and what was the standard used for determining what should be redacted?

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
Fax: (508) 689-9282
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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02554442

From: Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <Arthur.Ford@jfhqncr.northcom.mil>
Sent: Thursday, April 19, 2012 6:22 PM
To: [redacted] <[redacted]@ic.fbi.gov>
Cc: [redacted] <[redacted]@ic.fbi.gov>, [redacted] <[redacted]@ic.fbi.gov>; Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>
Subject: RE: Case File (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Thanks [redacted] We are out all next week at the hearing anyways. Maybe we can set something up for the week after? Just tell us when you can do it and we will make ourselves available. Thanks very much.

Artie

V/R,
Arthur Ford
CW2, JA
Legal Administrator
Comm: 202-685-2975
BB: 571-289-9690

-----Original Message-----
From: [redacted] [mailto: [redacted]@ic.fbi.gov]
Sent: Thursday, April 19, 2012 4:49 PM
To: Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Cc: [redacted]
Subject: RE: Case File (UNCLASSIFIED)

Artie, we can get this to you, but I am out tomorrow and all next week. [redacted] or [redacted] can probably help next week, one of them will reach out to you to arrange.

[redacted]

From: Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA [mailto:Arthur.Ford@jfhqncr.northcom.mil]
Sent: Thursday, April 19, 2012 10:44 AM
To: [redacted]
Cc: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Subject: Case File (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

[redacted]

02554442

We would like to get an updated copy of your file. Please let me know when would be convenient for you. We would like to Scan it the same way we did with the main file. Thanks very much.

Artie

V/R,

Arthur Ford

CW2, JA

Legal Administrator

Comm: 202-685-2975

BB: 571-289-9690

Classification: UNCLASSIFIED
Caveats: NONE

Classification: UNCLASSIFIED
Caveats: NONE

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Friday, April 20, 2012 11:45 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; 'Tooman, Joshua J CPT USARMY (US)' <joshua.j.tooman.mil@mail.mil>
Cc: melissa.s.santiago.mil@mail.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>, VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA <alexander.vonelten@organization.com>; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>
Subject: RE: Forensic Experts Overage

Ashden,

Can you detail what the Government has done to resolve this issue with contracting? Can you also provide me with a point of contact that you have been working with at contracting to resolve this issue? If this issue cannot be resolved, it will be raised with COL Lind given the fact that it will impact PFC Manning's right to obtain expert assistance.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
Fax: (508) 689-9282
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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From: David Coombs <coombs@armycourtmartialdefense.com>

Sent: Friday, April 20, 2012 12:34 PM

To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; 'Tooman, Joshua J CPT USARMY (US)' <joshua.j.tooman.mil@mail.mil>

Cc: melissa.s.santiago.mil@mail.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA <alexander.vonelten@organization.com>; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>

Subject: RE: Forensic Experts Overage

Ashden,

Please provide a copy of the current contract based upon the approved funding request. Thank you.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
Fax: (508) 689-9282
coombs@armycourtmartialdefense.com
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From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Friday, April 20, 2012 6:44 PM
To: 'David Coombs'; 'Tooman, Joshua J CPT USARMY (US)'
Cc: 'melissa.s.santiago.mil@mail.mil'; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: RE: Forensic Experts Overage

David,

Please discuss this with CPT Bouchard as the previous military defense counsel responsible for the defense contractor, including managing their services and ensuring they had the authority to work. Mr. Parra explained this to him and Eric Lakes when the issue first came up- that they need to contact contracting to resolve the overage issue.

As for PFC Manning's continued right to expert assistance, there should be no issue. You submitted a request for additional funding, and it was approved. Based on the approvals and current contracts in place, the defense currently has $77,000 available for expert assistance. It is imperative that CPT Tooman (now) tracks the expenditures and ensures the defense experts do not spend more than the United States authorized.

v/r
Ashden

02933384

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Friday, April 20, 2012 6:48 PM
To: David Coombs; 'Tooman, Joshua J CPT USARMY (US)'
Cc: melissa.s.santiago.mil@mail.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: RE: Forensic Experts Overage

David,

In my email yesterday, I sent the most recent copy, but it does not have the modification. Once we receive a copy, I can send you one. Additionally, the defense experts should also have copies.

v/r
Ashden

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Friday, April 20, 2012 6:49 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; 'Tooman, Joshua J CPT USARMY (US)' <joshua.j.tooman.mil@mail.mil>
Cc: melissa.s.santiago.mil@mail.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA <alexander.vonelten@organization.com>; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA <arthur.ford@organization.com>
Subject: RE. Forensic Experts Overage

Ashden,

Again, please provide me with a summary of what the Government has done to resolve this issue. Also, please provide me with a point of contact that you have been working with in contracting. This will not be an issue that the Defense is fighting with Government contracts to resolve. This issue must be resolved in the short term or it will impact on PFC Manning's right to expert assistance.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
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02564122

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Saturday, April 21, 2012 11:09 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA <alexander.vonelten@organization.com>; Ford, John L CIV (US) <john.l.ford.civ@mail.mil>
Cc: 'Tooman, Joshua J CPT USARMY (US)' <joshua.j.tooman.mil@mail.mil>; Santiago, Melissa S CW2 USARMY (US) <melissa.s.santiago.mil@mail.mil>; edl@cyberagentsinc.com; ts@cyberagentsinc.com
Subject: Computers

Ashden,

Please start the process of providing EnCase copies of the relevant hard drives to the Defense. Additionally, our experts did not receive a copy of the latest contract.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
Fax: (508) 689-9282
coombs@armycourtmartialdefense.com
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From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Saturday, April 21, 2012 5:39 PM
To: David Coombs; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA; Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Cc: 'Tooman, Joshua J CPT USARMY (US)'; Santiago, Melissa S CW2 USARMY (US); edl@cyberagentsinc.com; ts@cyberagentsinc.com
Subject: RE: Computers

David,

We will start working on obtaining approvals to turn the drives over. Additionally, we will ensure that the modified contract is sent out to the defense expert and CPT Tooman as the government representative.

v/r
Ashden

02564121

From: David Coombs <coombs@armycourtmartialdefense.com>
Sent: Saturday, April 21, 2012 6:35 PM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA <ashden.fein@organization.com>; Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA <angel.overgaard@organization.com>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA <jeffrey.whyte@organization.com>; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA <alexander.vonelten@organization.com>; Ford, John L CIV (US) <john.l ford.civ@mail.mil>
Cc: 'Tooman, Joshua J CPT USARMY (US)' <joshua.j.tooman.mil@mail.mil>; Santiago, Melissa S CW2 USARMY (US) <melissa.s.santiago.mil@mail.mil>
Subject: Outstanding Issues

Ashden,

Please respond to the following issues before the end of Monday:

1) Who redacted the FBI discovery and under what standard?

2) What has the Government done to address the contract overage issue since January? Who in contracting has the Government being working with to resolve this issue?

3) You had indicated that you would be providing additional Section III disclosures to the Defense. When will these be provided? Also, why weren't these part of the original Section III disclosures?

4) When does the Government intend to provide hard copies to me at the NWC of the 793 Charged documents?

I intend to address each of the above issues during our next 802.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
11 South Angell Street, #317
Providence, RI 02906
Toll Free: 1-800-588-4156
Local: (508) 689-4616
Fax: (508) 689-9282
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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From: [redacted]@mail.mil] [redacted]
Sent: Monday, April 23, 2012 10:51 AM
To: [redacted] MIL USA OTJAG; [redacted] MIL USA OTJAG
Cc: [redacted] USA OGC; [redacted] USA OTJAG; Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: Manning search (UNCLASSIFIED)

Importance: High

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],-

As a follow on to our conversation of last Thursday, we have identified hundreds of emails/documents that we believe are responsive to the request. However that process continues with a number of individuals reviewing their holdings to identify possibly responsive information.

We have begun the process to transfer the information to disk. The process to download on to a disk is highly controlled with a number of steps involved. Main point being that this process to identify and prepare the information will take a number of days to complete. Request the suspense date be moved until at least the 27th. (My understanding is that INSCOM is aware of the request and has been working it for some time.)

If you have any questions, please give me a call.

Regards

[redacted]

Classification: UNCLASSIFIED
Caveats: FOUO

From: [redacted] USARMY (US) [redacted] @mail.mil] on behalf of [redacted] USARMY (US)
Sent: Monday, April 23, 2012 12:39 PM
To: [redacted] (US); [redacted] MIL USA OTJAG
Cc: [redacted] USA OGC; [redacted] USA OTJAG; Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Manning search (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted] - Just spoke with MDW. No issues with 27 April.

v/r

[redacted]
Office of The Judge Advocate General
[redacted]

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Monday, April 23, 2012 7:30 PM
To: David Coombs
Cc: 'Tooman, Joshua J CPT USARMY (US)'; Santiago, Melissa S CW2 USARMY (US); Overgaard, Angel M. CPT USA JFHQ-NCR/MDW SJA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA; VonElten, Alexander S. 1LT USA JFHQ-NCR\MDW SJA; Ford, John L CIV (US)
Subject: RE: Outstanding Issues
Attachments: 120423-Section III Disclosures.pdf

David,

1. For the FBI file, the United States provided the defense with, at a minimum, all information that we determined was discoverable under RCM 701(a)(6) and Brady. Redacted information falls outside RCM 701(a)(6) and Brady.

2. As explained before, Mr. Parra spoke with Eric Lakes and CPT Bouchard about this before the arraignment. Specifically, Mr. Parra spoke with CPT Bouchard on the phone and explained that the military defense counsel, as the government supervisors of the contract must submit a separate request to contracting because they are ultimately responsible for the unauthorized commitment of funds. Additionally, on 8 Feb 12, Mr. Parra spoke with Eric Lakes and CPT Bouchard on the phone and explained that in order to receive the payment for the unauthorized amount, both the military defense counsel and Eric Lakes had to deal directly with the contracting officer who issued the contract. The information is printed on the contract for the contractor and is Sherry L. Carner, (O) 703-696-7105, sherry.carner@us.army.mil. At the end of last week, the contract modification did not occur based on a funding issue; however today contracting is finalizing the modification. We will send the updated contract, once we receive it, but Mr. Lakes will receive a copy before we do. Still as of today, the defense has $35,000 for forensic expert consultation.

3. The United States previously provided all the Section III disclosures up to arraignment. Under our continuing Section III obligation, the United States provides the attached updated disclosures for information produced since arraignment.

4. As per the Court's direction, the United States established a remote office in a government facility for you to work with classified information, including a printer. NWC has a printer available with the standalone classified laptop. As per our arrangement with the NWC, that printer is to be used to print any classified material to minimize couriering of classified material. Along with the printer, NWC is providing the toner or ink, and the prosecution is ready to send any additional supplies, if NWC requests. Please print the material at the government facility to minimize any possible security issues.

5. OCA POC Contact Information. The last OCAs that you should need contact information for are at CENTCOM. Please contact COL Bruce Pagel, Acting SJA, CENTCOM at bruce.pagel@centcom.mil to coordinate any conversations or meetings. This should be the remaining POC contact information. Please let us know whether there are others that you need assistance with obtaining. The United States still has not received a Touhy request for the other Agency, if the defense still intends to submit one.

6. Interim Forensic Reports. Today we delivered to CW2 Santiago a copy of the interim forensic reports (BATES: 00419805-00445503). We also FEDEXed a copy to NWC (Tracking: 798316692805).

v/r

02924200

Ashden

From: [redacted](US) [redacted]@mail.mil] on behalf of [redacted](US)
Sent: Tuesday, April 24, 2012 9:04 AM
To: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Cc: [redacted]USA OTJAG; [redacted] USA OTJAG; [redacted] USA OGC; [redacted]USA OTJAG; [redacted] (US)
Subject: Manning search request (UNCLASSIFIED)

Importance: High

Classification: UNCLASSIFIED
Caveats: FOUO

Ashden-

I know you are rather busy this morning, but wanted to pass along some information. We have one disk ready that contains information from the NIPRNET (unclassified) system. We will have at least one more (depending on volume) as we continue to segregate and collect information.

We will have at least one disk taken from the SIPRNET that will contain information up to the Secret level.

As I expected we will also have at least one disk that will be taken from the JWICS system. The actual information I believe is Top Secret, with a portion TS/SCI. This data deals with the review of the lost information. When you have a moment please give me a call and we can determine how to handle it.

I expect to have most of the Unclassified and Secret information ready by Friday.

Regards

[redacted]

Classification: UNCLASSIFIED
Caveats: FOUO

02926960

From: Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Sent: Tuesday, April 24, 2012 8:10 PM
To: [redacted]; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Cc: [redacted] MIL USA OTJAG; [redacted] MIL USA OTJAG; [redacted] USA OGC; [redacted] CIV USA OTJAG; [redacted] (US); Ford, Arthur D. CW2 USA JFHQ-NCR/MDW SJA
Subject: RE: Manning search request (UNCLASSIFIED)

[redacted],

Thank you! We are in the middle of Motions hearings and I will likely not be able to discuss until Friday, the earliest. CW2 Artie Ford should be able to assist with coordination. It would be good if we could receive CD/DVDs of all the information on separate disks.

Unclass-should not be an issue
S collateral-our closed system can hold up to this level and our open storage office Ts/sci - we have a standalone ts/sci computer in our MDW SCIF to review this material.

Thank you.

V/r
Ashden

02979555

From: [redacted]@ios.doi.gov]
Sent: Wednesday, April 25, 2012 12:40 PM
To: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA [redacted]
Cc: [redacted] Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA; [redacted]

Subject: RE: US v. Manning (UNCLASSIFIED)

Importance: High

CPT Whyte:

I do apologize for not getting back to you sooner. I have been in and out of the DC area over the last several weeks for work related matters.

I will provide you with the Interior's assessment. Although the assessment itself is unclassified, I have it stored on my high side system. I will send the assessment via the high side to the high side email address you identified in your request.

Best,

[redacted]
Department of the Interior - OLES
1849 C ST, NW, MS 3409
Washington, DC 20240
[redacted] (office)
[redacted] (mobile)
[redacted] (pager)
[redacted]@ios.doi.gov

From: [redacted]
Sent: Monday, April 30, 2012 5:10 PM
To: Hughes, Brian A. LTC USA JFHQ-NCR\MDW SJA
Subject: Preservation of PFC Manning-related documents (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Brian -

I have unclassified discs from the Deputy UnderSec. Of the Army, OCLL, and OCPA (Public Affairs) that are responsive to your request for the preservation and production of records. I am awaiting documents from G6 (hope to receive tomorrow morning as docs have already been identified).

I received a call from XVIIIth AB of who received request from IMCOM channels. XVIIIIth has in its possession the 23 AUG 2010 investigation approved by MG Garrett of USF-I and the document by which [redacted] declassified the document so as to provide it to the prosecution team. I am sure you already
have these documents, but XVIIIth wanted me to check.

v/r

[redacted]

[redacted] Criminal Law Division
Office of The Judge Advocate General
[redacted]
BB: [redacted]

Classification: UNCLASSIFIED
Caveats: FOUO

From: Parra, Jairo A. CW2 USA JFHQ-NCR/MDW SJA
Sent: Tuesday, May 01, 2012 1:22 PM
To: edl@cyberagentsinc.com; David Coombs; Fein, Ashden MAJ USA JFHQ-NCR/MDW SJA
Cc: Santiago, Melissa S CW2 USARMY (US); joshua.j.tooman.mil@mail.mil
Subject: RE: Contract POC (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

David,

As per our previous discussion and stated in your e-mail, it would be your government representative (defense counsel) who must contact the contracting officer to address the issues with the unauthorized commitment of funds. I'm not totally sure if just a memorandum will address all the issues or concerns the contractor may have. I would suggest you get all guidance and way forward from them to avoid future complications. The POC for this issue is: Sherry L. Carner at 703-696-7105 or sherry.carner@us.army.mil. As far as the modification of the current contract is concerned, the contracting office is working in issuing the contract as soon as possible. However, the modification of this contract should not prevent your experts in submitting an invoice for the last trip, as money still available under the current contract, which they can bill against in WAWF. If you have any questions please feel free to contact me at your earliest convenience.

v/r,

JP

Jairo A. Parra
CW2, JA
Legal Administrator
JFHQ-NCR, MDW
jairo.parra@jfhqncr.northcom.mil
jairo.parra@us.army.mil
jairo.parra@jfhqncr.northcom.smil.mil
(202) 685-1975 - Direct
(571) 249-9697 - Blackberry
(931) 572-7632 - Cell

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From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, May 01, 2012 3:39 PM
To: [redacted]
Cc: [redacted] Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Subject: RE: US v. Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Sir,

Have you sent us the DOI's assessment? We have not received an email from your department. Please let me know when you send the assessment and I'll confirm receipt. Thanks, Sir.

v/r
CPT Whyte

From: Whyte, Jeffrey H. CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, May 01, 2012 3:59 PM
To: [redacted]
Cc: [redacted] Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Subject: US v. PFC Bradley Manning (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],

[redacted] recommended that we get in touch with you about a document that your agency may have prepared relating to the above prosecution. Are you available to discuss over the phone? If so, please let me know what number works best for you.

Thanks!

v/r
CPT Whyte

From: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, March 28, 2012 10:16 AM
To: [redacted]
Subject: RE: Request to Review NCIX Response (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],

Good morning, I hope that you have been well since we last spoke. I just wanted to let you know that MAJ Fein has had a chance to check his JWICS account and the email did not go through. If you intend to resend the email please let me know so that I can ensure MAJ Fein is aware (his JWICS account must be accessed from an alternate location). If you would like to develop a plan B, I will say that I am not opposed to meeting you at your office to pick up the documents as I do have a courier card for documents classified secret and below. Please let me know if there is any other assistance I can provide.

Very Respectfully,
SGT Princeton Bradley
Paralegal Non-Commissioned Officer
Military Justice, OSJA
Fort McNair, Bldg 32
202-685-1975
princeton.bradley@jfhqncr.northcom.mil

From: [redacted]@gsa.gov]
Sent: Wednesday, March 28, 2012 10:41 AM
To: Bradley, Princeton L. SGT USA JFHQ-NCR/MDW SJA
Subject: Re: Request to Review NCIX Response (UNCLASSIFIED)

SGT Bradley,

I'm out on Navy duty this week (over at OJAG - Navy Yard). I will be back at GSA on Monday.

I will try to reach my colleague at GSA who has regular access to our SCIF and come up with a Plan B for getting this to you (or, worst case scenario, having you come to get it).

Wr,

[redacted]

02215763

From:	coombs@armycourtmartialdefense.com
Sent:	Friday, October 29, 2010 4:05 PM
To:	Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc:	Matthew kemkes <matthew.kemkes@us.army.mil>; paul.r.bouchard@mnd-b.army.mil; Zimmerman, Sara J. SGT USA JFHQ- NCR/MDW SJA <Sara.Zimmerman@jfhqncr.northcom.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Subject:	Defense Discovery Request
Attach:	Discovery Request - Manning.pdf

Ashden - Joe,

Please see the attached discovery request in preparation for the Article 32. The items requested in sub-paragraph "j" are for the preliminary classification review. Let me know if you have any questions or concerns.

Best,
David
David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
Office: (508) 674-6006
Fax: (508) 324-9896
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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02879524

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Friday, October 29, 2010 4:06 PM
To: coombs@armycourtmartialdefense.com
Cc: Matthew kemkes; paul.r.bouchard@mnd-b.army.mil; Zimmerman, Sara J. SGT USA JFHQ-NCR/MDW SJA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Defense Discovery Request

Sir,

Are we to assume this supersedes your email request for the items for the PCR?

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02215761

From: coombs@armycourtmartialdefense.com
Sent: Friday, October 29, 2010 4:16 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: Matthew kemkes <matthew.kemkes@us.army.mil>; paul.r.bouchard@mnd-b.army.mil; Zimmerman, Sara J. SGT USA JFHQ- NCR/MDW SJA <Sara.Zimmerman@jfhqncr.northcom.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Subject: RE: Defense Discovery Request

Ashden,

Many of the items are the same, but it does not supersede the earlier request. Let me know if you have any questions or concerns.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
Office: (508) 674-6006
Fax: (508) 324-9896
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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From: [redacted] CIV USA [redacted]@us.army.mil]
Sent: Monday, November 01, 2010 3:29 PM
To: [redacted]@usdoj.gov; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Cc: [redacted] CIV USA USACIDC; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA; [redacted] CIV US USA
Subject: Re: Aunt's Home (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO//LAW ENFORCEMENT SENSITIVE

ALCON,

We have an appointment to meet with Ms. VAN ALSTYNE (PFC MANNING's Aunt) tomorrow at her home at 1830. She advised that the box sent from the confinement facility in Kuwait is still sealed and in her basement along with MANNING's other belongings. We'll get a written consent from her before looking at anything. Please let me know if you have any questions/concerns/comments.

--
[redacted]

Washington Metro Resident Agency
Computer Crime Investigative Unit (CCIU)
U.S. Army Criminal Investigation Command (USACIDC)
9805 Lowen Road, Building 193
Fort Belvoir, VA 22060

[redacted]

Email: [redacted]@us.army.mil
Email: [redacted]@leo.gov
SIPR: [redacted]@us.army.smil.mil
Web: www.cid.army.mil/cciu.html

* *

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the message and any attachments.

* *

Classification: UNCLASSIFIED
Caveats: FOUO//LAW ENFORCEMENT SENSITIVE

02215760

From: coombs@armycourtmartialdefense.com
Sent: Monday, November 1, 2010 5:51 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: Matthew kemkes <matthew.kemkes@us.army.mil>; paul.r.bouchard@mnd-b.army.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; Hall Cassius Mr FMMC (FTMYER) <cassius.hall@us.army.mil>; Charles Ganiel <Charles.Ganiel@us.army.mil>
Subject: PCR Information

Ashden,

Mr. Hall and Mr. Ganiel need to obtain the following additional information for their PCR. I have cc'd them on this request.

Please send them the damage assessments that were conducted by the OCAs in this case. They also want the SCG used to classify the information. Finally, they have asked for the government computer link to the video that was allegedly released by PFC Manning.

Feel free to call me if you have any questions or concerns.

Best,
David
David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
Office: (508) 674-6006
Fax: (508) 324-9896
coombs@armycourtmartialdefense.com
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02215757

From: coombs@armycourtmartialdefense.com
Sent: Monday, November 1, 2010 9:27 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: Matthew kemkes <matthew.kemkes@us.army.mil>; paul.r.bouchard@mnd-b.army.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; Hall Cassius Mr FMMC (FTMYER) <Cassius.Hall@us.army.mil>; Charles Ganiel <Charles.Ganiel@us.army.mil>
Subject: RE: PCR Information

Ashden,

I agree with you in principle. However, I think the question becomes "when are they acting in their defense capacity?" Given the unique nature of the PCRO, I believe Mr. Hall and Mr. Ganiel are currently acting in their government capacity. How else can they be expected to conduct a verification review to accurately determine the classification level of information in the case?

Under the PCRO, Mr. Hall and Mr. Ganiel are not only limited in what they can share with the government, given the fact not everyone on the defense team has the requisite security clearances, they cannot currently share this information with the defense. However, once they complete their work and determine the classification level of information involved in the case, then appropriate steps will be taken to ensure everyone involved in the case has the requisite clearances.

After this is done, then the defense will be able to discuss with our client any information that was shared with Mr. Hall and Mr. Ganiel. Additionally, Mr. Hall and Mr. Ganiel will be able to discuss this same information with the defense team.

Does this make sense to you? I am free tomorrow anytime after 1500 for a telephone conversation.

Best,
David
David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
Office: (508) 674-6006
Fax: (508) 324-9896
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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> -------- Original Message --------
> Subject: RE: PCR Information
> From: "Fein, Ashden CPT USA JFHQ-NCR/MDW SJA" <Ashden.Fein@jfhqncr.northcom.mil>
> Date: Mon, November 01, 2010 6:00 pm
> To: <coombs@armycourtmartialdefense.com>
> Cc: "Matthew kemkes" <matthew.kemkes@us.army.mil>, <paul.r.bouchard@mnd-b.army.mil>, "Morrow III, JoDean, CPT USA

JFHQ-NCR/MDW SJA" <JoDean.Morrow@jfhqncr.northcom.mil>, "Hall Cassius Mr FMMC (FTMYER)" <Cassius.Hall@us.army.mil>, "Charles Ganiel" <Charles.Ganiel@us.army.mil>

Sir,

Are you available tomorrow to chat? I wanted to reply to all to emphasize that the defense security experts should NOT be using JWICS or SIPR for research without authorization and we are working on that authorization. When they are acting in the defense capacity, they are not "government actors" thus their own authorization is limited to the scope of their normal course of business. We can discuss more tomorrow as we work to get them the proper authorizations for JWICS and SIPR. Thank you.

Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

-----Original Message-----
From: coombs@armycourtmartialdefense.com
[mailto:coombs@armycourtmartialdefense.com]
Sent: Monday, November 01, 2010 5:51 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Cc: Matthew kemkes; paul.r.bouchard@mnd-b.army.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Hall Cassius Mr FMMC (FTMYER); Charles Ganiel
Subject: PCR Information

Ashden,

Mr. Hall and Mr. Ganiel need to obtain the following additional information for their PCR. I have cc'd them on this request.

Please send them the damage assessments that were conducted by the OCAs in this case. They also want the SCG used to classify the information.
Finally, they have asked for the government computer link to the video that was allegedly released by PFC Manning.

Feel free to call me if you have any questions or concerns.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007

Office: (508) 674-6006
Fax: (508) 324-9896
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com <http://www.armycourtmartialdefense.com/>;

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02889862

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, November 02, 2010 12:29 PM
To: Krebs, Dale R. CIV JFHQ-NCR/MDW J3
Cc: Kemkes, Matthew J MAJ MIL USA; Ryan, Elizabeth D. CIV JFHQ-NCR/MDW J3; Autry, Carolyn D Mr CIV USA MDW; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Borgnino, Michelle CPT MIL USA; coombs@armycourtmartialdefense.com
Subject: Safe Moving!

Dale,

Thank you very much for the assistance with acquiring the safe and moving the safe! The defense attorneys now have their own safe and we can keep progressing forward. As for the combination, MAJ Matt Kemkes (Senior Defense Counsel) will set/sign for the combo. He will likely contact you shortly to determine what the combo is, to start using the safe. He is CCed. Thank you again!

CPT Fein

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02904191

From:	Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent:	Tuesday, November 02, 2010 7:04 PM
To:	coombs@armycourtmartialdefense.com
Cc:	Matthew kemkes; paul.r.bouchard@mnd-b.army.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Haberland, John CPT USA Regimental Judge Advocate; Rose, Luke CPT USD-C SJA Chief, Military Justice; Zimmerman, Sara J. SGT USA JFHQ- NCR/MDW SJA
Subject:	Defense Requests Updates (US v. Manning)
Attachments:	Memo for Brig - Defense Team Members (ManningB).pdf

Sir,

Below is a summary of our conversation and answers to your recent email requests. Please mail or deliver the original Protective Order acknowledgments to this office, as soon as possible. If you won't be able to mail the original in the next week, then please send us a digital copy with the original to follow.

Email, 21 Oct 10 (PCR Request)
(a) OBE
(b) Memo Attached.
(c)-(g) We will turn over in the next few days.
(h)-(j) We believe this information is irrelevant for the purposes of the PCR. The experts should focus solely on the substantive information.
(k) We will provide your experts with hard copies of the security classification guides in effect at the time the accused was in Iraq. They will be hardcopies provided after the Army G2 approval.
(l) Five disks- We will not turn over these disks. They require OCA approval; however they are currently classified no higher than SECRET. This is a derivative classification done by CID based on the information contained within the reports that were on the discs.
(m) Stand alone computers-We are currently working on obtaining authorization from the G-2 of the Army to allow the defense experts to utilize JWICS and SIPRNET in order to conduct the PCR. This authorization will also include an exception to policy that will allow the defense experts to use external hard drives on these classified information systems in order to segregate and store confidential defense information. INSCOM will provide storage space for the defense above the SECRET level.

Email, 28 Oct 10 (IA Request)
- Based on the justification provided by the security experts, we do not believe an IA expert is necessary for the purposes of the PCR. The experts should focus solely on the substantive information. An IA expert may be necessary at a later date, depending on the justification provided by the defense.
- You will approach this subject again with your experts to see if they actually require an IA expert to conduct the PCR based on the accused's debriefing and their research of the substantive information.

Email, 29 Oct 10 (PCR Review)
- See (l)-(m) of Email (21 Oct 10) response above.

Defense Discovery Request, 29 Oct 10
- This is an on-going discovery request, we will fulfill as appropriate.

Email, 1 Nov 10 (PCR Review)
- To our knowledge, no OCA has conducted any damage assessment with respect to the compromise material in this case.

- We do not have a computer link to the video that was allegedly released by PFC Manning, although we believe that this isn't necessarily necessary to conduct the PCR, based on the SCGs we will provide.

Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
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NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02887522

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, November 03, 2010 10:58 AM
To: [redacted] USA OTJAG
Subject: Today

Sir. Joe and I plan on being there around 1300, if you will be available. If not, then we have another meeting that we can conduct and swing by afterwards. Also, can you assist with getting us access to a secure phone (STE) to make a conference call with EDVA and DOJ at 1400? I recommend you sitting in on the conversation as well for your SA.

Thanks.

Ashden

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02212943

From: [redacted] USA OTJAG <[redacted]@conus.army.mil>
Sent: Wednesday, November 3, 2010 11:57 AM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Subject: RE: Today (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Yes to both....

[redacted]
Office of the Judge Advocate General of the Army, Pentagon 3D548
NIPR: [redacted]@conus.army.mil
SIPR: [redacted]@HQDA-S.army.smil.mil
JWICS: [redacted]@dami.ic.gov
Tel: [redacted]

02884040

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, November 03, 2010 5:12 PM
To: [redacted]
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; [redacted]
Subject: Wiki

[redacted],

Good afternoon. If you have some time at the end of the week, I guess Friday now, we would like to meet and discuss the Army Prosecution team's request to State. We have systematically filtered many of the docs down to a select few and we would like to get your input on the best process for selecting some of the remaining ones for an OCA review, and the draft documents we have for the OCA review. Thank you.

Ashden

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

From: [redacted] (USAVAE) <[redacted]@usdoj.gov>
Sent: Thursday, November 4, 2010 9:52 AM
To: [redacted] (SMO) <[redacted]@usdoj.gov>; [redacted] (SMO) <[redacted]@usdoj.gov>; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; [redacted] (USAVAE) <[redacted]@usdoj.gov>; [redacted] (USAVAE) <[redacted]@usdoj.gov>; [redacted] (USAVAE) <[redacted]@usdoj.gov>; [redacted] CIV USA <[redacted]@us.army.mil>
Subject: FW: MANNING's Aunts House (UNCLASSIFIED)

Thanks [redacted] Unbelievable that all that electronic media was missed. Please list all the items to be searched in Attachment A, along with the sealed box. If you send me the draft affidavit Friday/Saturday, I can turn it around over the weekend, and we can swear out the warrant next week. Hopefully, we'll find something good.

-----Original Message-----
From: [redacted] CIV USA [mailto: [redacted]@us.army.mil]
Sent: Wednesday, November 03, 2010 6:54 PM
To: [redacted] (USAVAE)
Cc: [redacted] (USAVAE)
Subject: Re: MANNING's Aunts House (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO//LAW ENFORCEMENT SENSITIVE

Ms. [redacted] and Mr. [redacted]

Update on the Aunt's House Search...

Another agent from my office and myself went out last night and got a written consent from the aunt to search through MANNING's stuff that was left there. We ended up finding some more items of digital media that had
not be discovered in the previous search in June when State Department, Army Military Intelligence and our guys went out. Apparently the aunt went
through all of the stuff that was in the basement/house and packed up MANNING's stuff into large tupperware type containers and a dresser - I suspect MANNING's Aunt put items belonging to MANNING which we hadn't previously seen into these containers. Last night we recovered:

(1) Hard Disk Drive
(3) SD Memory Cards
(1) Smart Media Card
(14) CD-R Discs
(2) CD-RW Discs
(1) USB Memory Card
(1) Book with lots of highlights, underlines, tabbed pages, and handwritten notes

I don't have high-hopes the book (Jane Austen's "Pride and Prejudice") is
going to be significant to our case, but you never know. As well as we also collected the sealed box containing the personal belongings of PFC

MANNING which had been sent Certified Mail to his Aunt's house from the confinement facility in Kuwait - per our previous discussion. The box appears to have been unopened since its arrival. Lastly, we took about 250+ photos of all of the other uncollected items (mostly clothing, stereo
equipment, college text books, etc.).

I'll get the recent affidavit from SA [redacted] re-work it, and I'll send it
to you for the search of these items. Give me a day or so.

--
[redacted]
Special Agent

Washington Metro Resident Agency
Computer Crime Investigative Unit (CCIU)
U.S. Army Criminal Investigation Command (USACIDC)
9805 Lowen Road, Building 193
Fort Belvoir, VA 22060

[redacted] - Office
- DSN
- BlackBerry
- Fax

Email: [redacted]@us.army.mil
Email: [redacted]@leo.gov
SIPR: [redacted]@us.army.smil.mil
Web: www.cid.army.mil/cciu.html

* *
* *

THIS EMAIL MAY CONTAIN LAW ENFORCEMENT SENSITIVE INFORMATION.
NOTICE: This E-mail (including attachments) is covered by the Electronic Communications Privacy Act, 18 USC 2510-2521, is confidential, and may be
legally privileged. If you are not the intended recipient, you are hereby
notified that any retention, dissemination, distribution, or copying of this communication is strictly prohibited and may be unlawful. Please reply
to the sender that you have received the message in error and then delete
the message and any attachments.

* *
* *

Classification: UNCLASSIFIED
Caveats: FOUO//LAW ENFORCEMENT SENSITIVE

02188794

From: [redacted]@state.gov>
Sent: Thursday, November 4, 2010 4:56 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; [redacted]@usdoj.gov>; [redacted]@usdoj.gov>
Subject: RE: Wiki

Hi Ashden: Sorry for the delay in getting back to you. I wound up being out sick at the end of last week, so am a bit more behind than is even usual!

Would Monday or Tuesday of next week work for you instead? I don't know if [redacted] mentioned, but I am actually going to be transitioning to a new portfolio, and my successor ([redacted]) is arriving in the office on Monday. (Don't worry, I am not abandoning you entirely, and am remaining in the law enforcement and intelligence section so it will be easy to help ensure continuity. And of course, I will participate in the meeting!

Anyway, let me know what might work on your end – late morning or afternoon perhaps? – and I'll round up folks here.
Many thanks – [redacted]

[redacted]
U.S. Department of State
[redacted]

This email is UNCLASSIFIED.

02884036

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Thursday, November 04, 2010 6:05 PM
To: [redacted]
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA [redacted] (SMO) [redacted] (SMO)
Subject: RE: Wiki

[redacted]

Thank you. I hope you are feeling better. We can all relate to being out sick and then becoming sickened after sifting through all the missed emails.

Next week is great. I would prefer, if possible, to meet on Tuesday because I will be in court on Monday. How is 1pm for everyone?

Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02905368

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Friday, November 05, 2010 9:16 AM
To: [redacted] USA OTJAG
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: Convening Authority Request for Defense Access (US v. Manning)
Attachments: Defense Request for Access to Information Systems (ManningB).pdf

Importance: High

Sir. Attached is the Convening Authority's request to the Army G2 for the defense expert consultant's access to SIPR & JWICS for the PCR. Could you please let us know how long you estimate it will take to process for approval? Thank you!

Ashden

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02907590

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Saturday, November 06, 2010 2:00 PM
To: [redacted]@dodiis.mil'
Subject: Re: Chat

Sir. Hopefully we will be able to chat on Monday. Although I was ready to give an answer to you about the recent rfi and your sipr email we realized that we still needed to chat with the forensic analyst at cid. We tried to get a hold of him on thu and fri to no avail. Hopefully we will get our questions answered by him on monday morning and then be able to give you a final answer. Thanks. Have a good weekend.

Ashden

Ashden Fein
CPT, JA
202-685-4903 (O)
202-450-8230 (C)

02185597

From: [redacted]@conus.army.mil>
Sent: Monday, November 8, 2010 9:47 AM
To: [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@usdoj.gov>; [redacted]@usdoj.gov>; [redacted]@usdoj.gov>; [redacted]@ic.fbi.gov>; [redacted]@usdoj.gov>; [redacted]@usdoj.gov>; [redacted]@usdoj.gov>; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <ashden.fein@jfhqncr.northcom.mil>; Morrow, JoDean CPT MIL USA <jodean.morrow@us.army.mil>; [redacted]@state.gov>; [redacted]@us.army.mil>
Subject: RE: Sync Mtg (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

All,

Slight change; the meeting will be at 1330.

v/r
[redacted]

[redacted]

Washington Metro Resident Agency
Computer Crime Investigative Unit
9805 Lowen Road, Bldg 193
Fort Belvoir, VA 22060
[redacted]

02188778

From: [redacted]@state.gov>
Sent: Monday, November 8, 2010 3:48 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; [redacted]@usdoj.gov>
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; [redacted]@state.gov>
Subject: RE: Wiki mtg -- clearance information

Hi all: if you can provide the following information below, I'll get you tee'd up in our visitor clearance system. If not, no fears, we'll just clear you in "manually."

Name
DOB
ID type (military, driver's license, passport, other) ID number

In any event, you'll want to go to the C Street lobby and speak with the receptionist there. I'll count on meeting you in the lobby no later than 9:55 to take you upstairs -- you don't need an escort for security purposes, but it might help you from getting lost. If you run into any problems, my direct dial is [redacted], and our main office line is [redacted].

Many thanks -- [redacted]

[redacted]
U.S. Department of State
[redacted]

This email is UNCLASSIFIED

02907585

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, November 09, 2010 7:31 AM
To: [redacted]
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Chat

Sir. After finally getting a hold of the CID forensic examiner (who was out on a long weekend), we will be ready to give you the consolidated prosecution answer this afternoon. We are meeting with the EDVA to discuss this and other issues. We will try calling around 1630. Thanks.

Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02187778

From: [redacted]@dodiis.mil>
Sent: Tuesday, November 9, 2010 3:15 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Subject: RE: Chat

Ashden, that works. Thank you [redacted]

02204919

From:	Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>
Sent:	Tuesday, November 9, 2010 4:58 PM
To:	[redacted]@state.gov>
Cc:	Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Subject:	sample documents (UNCLASSIFIED)
Attach:	Sample OCA Cover Letter (Army format).doc; Sample Affidavit for Classification Review.docx

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Classification: UNCLASSIFIED
Caveats: FOUO

[redacted]

As promised, attached is a sample OCA cover letter and a sample declaration. These are only drafts and I anticipate there will be some formatting changes when you all produce the reviews. Let me know if you have any questions. Thanks!

CPT Joe Morrow
Trial Counsel
US Army Military District of Washington
Phone: 202-685-4902
NIPR: jodean.morrow@jfhqncr.northcom.mil
SIPR: jodean.morrow@jfhqncr.northcom.smil.mil

Classification: UNCLASSIFIED
Caveats: FOUO

02188764

From: [redacted]@state.gov>
Sent: Tuesday, November 9, 2010 5:00 PM
To: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: [redacted]@state.gov>; [redacted]@state.gov>; [redacted]@usdoj.gov>; [redacted]@usdoj.gov>
Subject: sample documents - wiki

Thanks very much Joe, and thanks again to both you and Ashden for coming over today. Copying [redacted] and [redacted] so you'll have their e-mail addresses in one place for the future, as well as [redacted] and [redacted] to let them know that while their delightful presence was missed, we had a very productive meeting. Thanks again – [redacted]

[redacted]
U.S. Department of State
[redacted]

SBU
This email is UNCLASSIFIED.

02204914

From: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>
Sent: Wednesday, November 10, 2010 1:51 PM
To: [redacted]@state.gov>; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: [redacted].@state.gov>;[redacted]@state.gov>
Subject: RE: sample documents - wiki (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

DoS folks,

We are going to pick up the printed docs shortly. I couldn't reach any of you over the phone, but we'd like to stop by your place in 45 minutes to drop off paper copies and a disc. Please email Ashden and let us know whether there is anyone we can leave this classified information with. Thank you.

Joe

CPT Joe Morrow
Trial Counsel
US Army Military District of Washington
Phone: 202-685-4902
NIPR: jodean.morrow@jfhqncr.northcom.mil
SIPR: jodean.morrow@jfhqncr.northcom.smil.mil

02188761

From: [redacted]@state.gov>

Sent: Wednesday, November 10, 2010 2:01 PM

To: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden Fein@jfhqncr.northcom.mil>

Cc: [redacted]@state.gov>; [redacted]@state.gov>; [redacted]@state.gov>; [redacted]@state.gov>

Subject: RE: sample documents - wiki (UNCLASSIFIED)

Hi Joe: sorry crazy day, but I am around and I think [redacted] is too. But in any event, if you call our main number when you arrive -- [redacted], one of our assistants, [redacted] can meet you downstairs and pick up this information. They both have appropriate clearances. Many thanks! [redacted]

SBU
This email is UNCLASSIFIED

02889843

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, November 10, 2010 9:24 PM
To: [redacted], Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Cc: [redacted]
Subject: RE: sample documents - wiki (UNCLASSIFIED)

[redacted],

Thanks for your help today. Hopefully those MRN printouts and the CD of the PDF containing all the MRNs is helpful for the first step of the process we discussed this week.

Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Thursday, November 11, 2010 9:44 AM
To: [redacted] CIV USA USACIDC
Cc: [redacted] CIV USA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: Follow-Up

[redacted],

As a follow-up from this week's meeting, I am tracking the below administrative issues:

1. Our Security and IA folks have now determined through NORTHCOM SSO and NSA that the email [redacted] sent us on NIPR is classified "SECRET" and not just "CONFIDENTIAL". A full security investigation started on our side to contain the spillage and take the appropriate steps to ensure the document is properly deleted. We have already changed our procedures for receiving and distributing any information, and I suggest ya'll do the same. I am not sure if the investigator is going to want to interview [redacted] or CCIU because the spillage on our end begins with his email chain.

2. You are going to get back to me next week with the administrative plan on CCIU support to this case and ultimately how all the information is going to be analyzed across the witness interviews, evidence collection, forensic analysis, etc. I need to get back with Army G2 about the analysts and I highly recommend you take the 1 or more that are offered. My biggest concern is that no one or group has combined all the information and tried to make sense of the forensics, witness statements, known evidence, etc., in order to find investigative holes driving further investigation. We, [redacted] have been doing some of this, but as prosecutors we cannot be the first-line analysts. [redacted] Let alone the possibility that physical evidence still exists today and could disappear as time passes. Also, we cannot wait until the end for the reasons already stated but also we are going to have to start giving some of this information over to the defense as part of the Art 32 process and any additional delay could have serious ramifications on this case.

3. We still have not received a copy of the non-forensic side of the case file- sworn statements, AIRs, notes, etc. Other than in passing conversations with [redacted], et al, we have nothing to reference but for the initial CID report. The only seemingly comprehensive information we have is [redacted]'s on-going forensics. We need this ASAP. Although this will be a dump of information, it gives us some time to start going through it, vice having to get through everything at the end and then figure out what we can turnover in discovery.

Thanks. I am available anytime to discuss.

Ashden

Ashden Fein

02902202

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02188754

From: [redacted]@state.gov>
Sent: Friday, November 12, 2010 3:03 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; [redacted]@state.gov>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Cc: [redacted]@state.gov>
Subject: RE: sample documents - wiki (UNCLASSIFIED)

Ashden,

No problem. FYI, I've handed over the materials to [redacted], who will work with our document specialists in the information services department to get this process started.

Best,
[redacted]

02188750

From: [redacted]@state.gov>
Sent: Friday, November 12, 2010 3:08 PM
To: [redacted]@state.gov>; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; [redacted]@state.gov>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Subject: RE: sample documents - wiki (UNCLASSIFIED)

Ashden,

I met Wednesday afternoon with [redacted], the [redacted] who oversees classification issues for the Department. Her team will review the documents and sort them into two stacks, as we discussed at our meeting on Tuesday. We'll let you know as soon as that part of the review has been completed.

[redacted]

[redacted]
U.S. Department of State
[redacted]

SBU
This email is UNCLASSIFIED

02215731

From: coombs@armycourtmartialdefense.com
Sent: Monday, November 15, 2010 2:40 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: Matthew kemkes <matthew.kemkes@us.army.mil>; paul.r.bouchard@mnd-b.army.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; Haberland, John CPT USA Regimental Judge Advocate <john.haberland@conus.army.mil>; Rose,Luke CPT USD-C SJA Chief,Military Justice <luke.rose@mnd-b.army.mil>; Zimmerman, Sara J. SGT USA JFHQ- NCR/MDW SJA <Sara.Zimmerman@jfhqncr.northcom.mil>
Subject: Discovery Request
Attach: Discovery Request - 15 Nov.pdf

Ashden,

Thank you for the additional discovery. I hope you enjoyed your Veteran's Day as well. I have attached a supplemental defense discovery request. Please let me know if you have any questions.

Best,
David
David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
Office: (508) 674-6006
Fax: (508) 324-9896
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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02903810

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, November 16, 2010 8:40 AM
To: coombs@armycourtmartialdefense.com
Cc: Matthew kemkes; paul.r.bouchard@mnd-b.army.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Haberland, John CPT USA Regimental Judge Advocate; Rose,Luke CPT USD-C SJA Chief,Military Justice; Zimmerman, Sara J. SGT USA JFHQ- NCR/MDW SJA
Subject: RE: Discovery Request

Sir. Acknowledge receipt. Any update on the PCR? Did your experts get the appropriate access they needed? Do they need or want an additional meeting with the Accused? Ideally, we would like 4 days notice to coordinate the movement, so please let us know. Thanks.

Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02215729

From: coombs@armycourtmartialdefense.com
Sent: Tuesday, November 16, 2010 8:48 AM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: Matthew kemkes <matthew.kemkes@us.army.mil>; paul.r.bouchard@mnd-b.army.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; Haberland, John CPT USA Regimental Judge Advocate <john.haberland@conus.army.mil>; Rose,Luke CPT USD-C SJA Chief,Military Justice <luke.rose@mnd-b.army.mil>; Zimmerman, Sara J. SGT USA JFHQ- NCR/MDW SJA <Sara.Zimmerman@jfhqncr.northcom.mil>
Subject: RE: Discovery Request

Ashden,

Mr. Hall and Mr. Ganiel would like to meet with PFC Manning again (ideally this week). They have sent an email to Mr. Sessoms to try to coordinate such a meeting. I have a feeling, however, that Mr. Sessoms just controls access to the SCIF. Who do we need to coordinate with to arrange for the actual movement of PFC Manning?
I believe Mr. Hall and Mr. Ganiel have the appropriate access to conduct their PCR. I will let you know if they raise any concerns with me.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
Office: (508) 674-6006
Fax: (508) 324-9896
coombs@armycourtmartialdefense.com
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02187770

From: [redacted]@dodiis.mil>
Sent: Tuesday, November 16, 2010 10:32 AM
To: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Cc: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; [redacted]@dodiis.mil>
Subject: IRTF CS5 Access

Joe,
Looking forward to meeting tomorrow. Ashden says that he has a DIA badge, which will help him with access. To facilitate your access, please send [redacted] your SSAN, and she'll coordinate with the security office. If there are questions, you can call me at [redacted].
v/r, [redacted]

02895475

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, November 16, 2010 6:14 PM
To: [redacted] USA OTJAG
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: OCA Prelim Reviews

Sir. Joe sent you the last powerpoint tonight in PDF form on SIPR. You should have received a total of 6 documents (2 for Farah) and (4 for GTMO). Could you please let us know what else you need from us in order to assist with getting the OCAs on track with conducting their review? We have the memo's ready to go for the formal request after you help with getting the system more efficient. On that note, have you received the CENTCOM Apache review yet? We would like to notify defense (after discussing with DOJ) about the unclassified nature of the video so it shows substantial movement forward. Thanks.

Ashden

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02886537

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Friday, November 19, 2010 7:39 PM
To: coombs@armycourtmartialdefense.com
Cc: Matthew kemkes; paul.r.bouchard@mnd-b.army.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Haberland, John CPT USA Regimental Judge Advocate; Rose,Luke CPT USD-C SJA Chief,Military Justice; Zimmerman, Sara J. SGT USA JFHQ- NCR/MDW SJA
Subject: Unclassified Discovery (US v. Manning)
Attachments: Unclassified Discovery (000475-000662) (ManningB).pdf

Sir,

Attached are the CENTCOM security classification guides (SCGs) in effect during PFC Manning's deployment. The CENTCOM guides are unclassified (FOUO). Please pass these to your security experts. Also, there is an additional guide from MNFI which is classified. I just sent an email with the guide attached to Mr. Ganiel for his and Mr. Hall's use during the PCR. Once the PCR is complete and we move to get you and the rest of the defense team the proper authorizations, the guide will be available as part of general discovery. I already bates stamped the guide on the classified side. We are still working the IA expert request. Have a great weekend.

Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02910459

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, November 22, 2010 6:54 PM
To: [redacted] USA USCENTCOM CCJA/SJA
Cc: [redacted] USA OTJAG; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: Another CENTCOM Video

Sir. If you are available tonight or tomorrow, could you please call my Cell so we can discuss another CENTCOM video? Thank you.

v/r

Ashden

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02900798

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, November 22, 2010 9:33 PM
To: [redacted] CIV USA USACIDC; [redacted] CIV USA
Cc: Fein, Ashden CPT MIL USA MDW
Subject: Information Flow & Updates

Importance: High

Gents,

Good evening. I know business is changing at CCIU now that you are rearranging the functions of the team. The purpose of this email is a follow-up to multiple conversations we have had about information we (the prosecutors) need from CID, including our conversation tonight- Chuck. Unfortunately, the time is getting very tight and we need to start disclosing more information to the defense [redacted] Bottom line- we have never received an UNCLAS or CLAS case file, except a dump in July.

The last copy of the case file we received was dated 14 Jul 10 (the interim report). We have not received any other documentation, except a few items we specifically requested to fulfill an external requirement. We need a complete copy of the current case file so we can get spun up on the facts, and not just relying on being briefed. [redacted]

[redacted]

02900798

[redacted]

Ashden

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02187052

From: [redacted]@ic.fbi.gov>

Sent: Tuesday, November 23, 2010 6:44 AM

To: [redacted]@conus.army.mil'; [redacted]@us.army.mil'; [redacted]@usdoj.gov>; [redacted]@usdoj.gov>; [redacted]@usdoj.gov>; [redacted]@ic.fbi.gov>; [redacted]@usdoj.gov>; [redacted]@usdoj.gov>; [redacted]@usdoj.gov>

Cc: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>; [redacted]@ic.fbi.gov>

Subject: Sync Mtg

In recognition of the upcoming holiday, there will be no sync meeting this week. The FBI will host the next meeting on Tuesday, November 30th at 1:00pm. Thanks and have a good holiday.

[redacted]
Supervisory Special Agent (SSA)
FBI
Washington Field Office
601 4th Street, NW
Washington, DC 20535
[redacted] Office
[redacted] Cell

02204816

From: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>
Sent: Wednesday, November 24, 2010 9:00 AM
To: [redacted]@state.gov>; [redacted]@state.gov>
Cc: [redacted]@state.gov>; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Subject: update on cables (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Good morning,

Hope all is well at State. Just checking in to see where we're at with the document review. If there are any issues with our original plan, please let us know. We'd love to set up a second meeting for some time after the holiday, if that works for you.

Have a great Thanksgiving!

CPT Joe Morrow
Trial Counsel
US Army Military District of Washington
Phone: 202-685-4902
NIPR: jodean.morrow@jfhqncr.northcom.mil
SIPR: jodean.morrow@jfhqncr.northcom.smil.mil

Classification: UNCLASSIFIED
Caveats: FOUO

02188749

From: [redacted]@state.gov>
Sent: Wednesday, November 24, 2010 9:13 AM
To: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; [redacted]@state.gov>
Cc: [redacted]@state.gov>; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Subject: Re: update on cables (UNCLASSIFIED)

SBU

Joe,

We received word late yesterday that the review has been completed. We'd be glad to meet with you next week to discuss the results. I will check with those who did the review on Monday to see when they are available for a meeting.

Have a great Thanksgiving, as well.

[redacted]

[redacted]

U.S. Department of State

[redacted]

02215716

From: coombs@armycourtmartialdefense.com
Sent: Monday, November 29, 2010 1:40 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: Matthew kemkes <matthew.kemkes@us.army.mil>; paul.r.bouchard@mnd-b.army.mil; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; Haberland, John CPT USA Regimental Judge Advocate <john.haberland@conus.army.mil>; Rose,Luke CPT USD-C SJA Chief,Military Justice <luke.rose@mnd-b.army.mil>; Zimmerman, Sara J. SGT USA JFHQ- NCR/MDW SJA <Sara.Zimmerman@jfhqncr.northcom.mil>
Subject: Investigative Request
Attach: Investigative Expert Request.pdf

Ashden - Joe,

I hope you had a pleasant Thanksgiving. I have attached a request for investigative assistance. I also wanted to touch base with you on a couple of other issues.

1) I know that you stated you expected to have a new charge sheet in the case. Do you have a idea when that would occur?

2) Once you are able to raise the issue, can you give me an update on your discussions with Quantico on the POI restrictions for PFC Manning? In addition to the issue of not being able to have personal possessions in his cell, have a pillow, or a sheet - the POI also prevents him from exercising. Apparently, the facility is concerned that he would hurt himself if he exercised. If PFC Manning attempts to do push-ups or any other form of exercise, the guards will immediately instruct him to stop. As I mentioned before, it appears the command is ignoring the recommendation of Capt Hocter to take PFC Manning off of POI. I believe the restrictions do rise to the level of Article 13 punishment. I am hoping that you will make more headway than I did on this issue.

3) Defense Visit: I plan to come to D.C. on December 13 - 16. I am hoping that you can coordinate the office issue in order to meet with PFC Manning in some location other than the no-contact booths for a couple of those days. Also, during that time, I would like to sit down with you and Joe to have a discussion on the case. Is there a good time for the two of you during that week?

4) Computer Forensics: Do you know the results of the computer forensics by SA Robertson and SA Shaver? If so, when do you believe Mr. Lakes will have access to the hard drives and CID's reports? Additionally, I understand that you can't share the information with me yet, but I would like to talk to you about the general results of those reports. Are you available for a discussion sometime this afternoon?

Feel free to call me if you have any questions or concerns.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
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02900540

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, November 29, 2010 6:26 PM
To: 'coombs@armycourtmartialdefense.com'
Cc: Matthew kemkes; 'paul.r.bouchard@mnd-b.army.mil'; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Haberland, John CPT USA Regimental Judge Advocate; 'luke.rose@mnd-b.army.mil'; Zimmerman, Sara J. SGT USA JFHQ- NCR/MDW SJA
Subject: Re: Investigative Request

Sir. Sorry we didn't get back to you sooner. Been incredibly busy today as you can imagine. Will you be available around 1030 tomorrow morning?

Ashden Fein
CPT, JA
202-685-4903 (O)
202-450-8230 (C)

From: coombs@armycourtmartialdefense.com
Sent: Tuesday, November 30, 2010 1:22 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; Matthew kemkes <matthew.kemkes@us.army.mil>; Paul Bouchard <paul.r.bouchard@mnd-b.army.mil>; John Haberland <john.haberland@us.army.mil>
Subject: RE: Manning Visit at Fort Belvoir

Ashden,

I am sorry, but I did not hear you mentioned having the defense meetings at the FIU building during our earlier conversation. I may have missed that being said due to the fact that occasionally you and Joe cancel each other out by being on speaker-phone. Had I heard you say this, I would have told you that I didn't think that was a good idea.

I understand that PFC Manning is on maximum custody. He really shouldn't be however. Also, I have had other clients, most notably SGT Akbar, that were on maximum custody but still brought to the TDS offices for pretrial preparation meetings.

Additionally, the concern over others being within ear shot during defense discussions can be address by me and MAJ Kemkes. This would not be a basis for the defense deciding to use the FIU building. I concurred with the use of the FIU for the PCR because it was the right thing to do, and the appearance issue could be managed. Asking TDS and myself to use the FIU to conduct our defense preparations is something that just looks bad and is a nonstarter.

Please make the arrangements to have PFC Manning brought to MAJ Kemkes' office in ACUs. If you feel that this is an unreasonable request or are inclined to not support the request, please let me know.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
Office: (508) 674-6006
Fax: (508) 324-9896
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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02898249

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, November 30, 2010 1:33 PM
To: coombs@armycourtmartialdefense.com
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Matthew kemkes; Paul Bouchard; John Haberland
Subject: RE: Manning Visit at Fort Belvoir

Sir. I understand your concerns and that FIU was originally chosen because it's a SCIF as well. We are reviewing the Brig policies and will make every effort to make this happen, within the confines of the rules. Also for the uniform issue, the Soldiers in the NCR that show up to defense counsel's office in uniform, do so after the unit takes them back to the unit and allows them to change. This might still be able to occur, but would you prefer your client to go to the unit and change first, or go directly to TDS and change there? For Ft Myer, the TDS office is more remote and provides your client more privacy than the HHC, USAG company area.

We will continue to work this issue.

Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02188746

From: [redacted]@state.gov>
Sent: Tuesday, November 30, 2010 6:02 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Cc: [redacted]@state.gov>; [redacted]@state.gov>; [redacted]@state.gov>
Subject: Meeting tomorrow?

Hi Ashden and Joe.

With apologies for the late notice, would you be available to meet regarding the document review tomorrow afternoon? We are available most of the afternoon prior to 4pm. Let us know and we'll make arrangements for a conference room.

Best,

[redacted]

[redacted]

U.S. Department of State

[redacted]

02897050

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, November 30, 2010 6:03 PM
To: [redacted] Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Cc: [redacted]
Subject: RE: Meeting tomorrow?

[redacted]. Thanks. Lets plan on 1pm?

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02188745

From: [redacted]@state.gov>
Sent: Tuesday, November 30, 2010 6:09 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Cc: [redacted]@state.gov>; [redacted]@state.gov>; [redacted]@state.gov>
Subject: RE: Meeting tomorrow?

Sure, that sounds good. We'll see you then.

-----Original Message-----
From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA [mailto:Ashden.Fein@jfhqncr.northcom.mil]
Sent: Tuesday, November 30, 2010 6:03 PM
To: Gahan, Kimberly A; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Cc: Freeman, Jeremy B; Wilson, Kathleen A; Murphy, Nicholas M
Subject: RE: Meeting tomorrow?

Kimi. Thanks. Lets plan on 1pm?

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
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NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02885232

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, November 30, 2010 6:34 PM
To: [redacted] USA OTJAG
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: US v. Manning Requests
Attachments: 10-Nov-30-Request for Classification Reviews (ManningB).pdf; 10-Nov-30-Request for Assistance for IA Expert (ManningB).pdf

Importance: High

Sir,

Attached are two requests from the prosecution team. I am going to send the Request for Classification Reviews on SIPR with the enclosures attached tonight. We will be making subsequent formal requests for classification reviews but these are for the documents we plan on charging at this point. We are reviewing CIDNE-IZ documents but have not selected the ones we intend to charge and introduce.

Thanks.

Ashden

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02885256

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, November 30, 2010 9:11 PM
To: [redacted] USA USCENTCOM CCJA/SJA
Cc: [redacted] USA OTJAG; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: US v. Manning - CENTCOM Docs

Importance: High

[redacted],

Good evening. We chatted two weeks ago about us getting a copy of the full 15-6 for the garahni /farah air strike. I would like to renew that request along with the following documents:

1. Original copy (unaltered) of the Garahni/Farah air strike video

2. Original copy (unaltered) of the Garahni/Farah air strike 15-6

3. Any redacted / releasable versions of #2 produced.

4. The FOIA (releasable) copy of the apache video 15-6 (we have the full version).

If possible, could we get these sooner than later, and have a rush order for the releasable (unclassified) copies because we need to turn these over to defense. Thanks.

v/r

Ashden

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

02885256

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02908324

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, December 06, 2010 3:43 PM
To: [redacted]@dodiis.mil'
Subject: Call

Sir. When you can please call my bb. Thanks.

Ashden Fein
CPT, JA
202-685-4903 (O)
202-450-8230 (C)

02204244

From: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <jodean.morrow@organization.com>

Sent: Tuesday, December 7, 2010 1:58 PM

To: [redacted]@conus.army.mil>; [redacted]@us.army.mil

Cc: [redacted]@us.army.mil>; [redacted]@dodiis.mil>; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>

Subject: meeting tomorrow at 1230 (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Gentlemen,

We are on for tomorrow at 1230 over in Crystal City.

CPT Joe Morrow
Trial Counsel
US Army Military District of Washington
Phone: 202-685-4902
NIPR: jodean.morrow@jfhqncr.northcom.mil
SIPR: jodean.morrow@jfhqncr.northcom.smil.mil

Classification: UNCLASSIFIED
Caveats: FOUO

02885259

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, December 08, 2010 8:51 AM
To: [redacted] USA USCENTCOM CCJA/SJA'
Cc: [redacted] USA OTJAG'; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: RE: US v. Manning - CENTCOM Docs

Sir,

Thank you for sending the Farah file (9 CDs). However, we did not receive the FOIA released version of the Apache 15-6. Could you please send that copy ASAP. Also, has there been a FOIA request for the Farah 15-6 and/or video? Thank you gain.

v/r
Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, December 08, 2010 7:31 PM
To: [redacted] CIV USA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Cc: [redacted] (USAVAE); [redacted] (USAVAE); [redacted] (SMO)
Subject: RE: a couple questions (UNCLASSIFIED)
Attachments: 10-Jul-05-Original Charge Sheet (ManningB).pdf

[redacted]

Attached is the original charging document (5 Jul 10) for PFC Manning which was initially executed in Iraq without the benefit of the majority of today's forensics. The documents and basis will change with the addition of several more charges and amendments of many of the other charges. While the investigations with the different USG agencies is on-going, we are concurrently preparing the buffet of charges we could charge, so that when we get the green light from the different Original Classification Authorities, we will go forward.

Currently we are waiting on a security classification review and then a mental health exam. Once the mental health exam is completed, we will move directly into our Article 32, UCMJ investigation (preliminary hearing/grand jury equivalent).

My contact information is below, if you would like to discuss more.

Ashden

Ashden Fein
CPT, JA
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SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02185378

From: [redacted] CIV USA [redacted] @us.army.mil>
Sent: Thursday, December 9, 2010 7:48 AM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Subject: breifing (UNCLASSIFIED)
Attach: 20080609_opsec.pdf

Classification: UNCLASSIFIED
Caveats: FOUO

Sirs,

While you are basking in the glow of all the smart people in Washington, we found this little nugget on his personal external hard drive in a folder called Documents\Homework. It was originally saved as an Open Office (free version of MS Office) presentation. I converted it to PDF to make it easier to view.

[redacted]
Digital Forensics and Research Branch
Computer Crime Investigative Unit
Bldg 193, 9805 Lowen Road
Fort Belvoir, VA 22060

[redacted]

[redacted] @us.army.mil
[redacted] @us.army.smil.mil

Classification: UNCLASSIFIED
Caveats: FOUO

02886185

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Thursday, December 09, 2010 11:50 PM
To: coombs@armycourtmartialdefense.com
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Matthew kemkes; paul.r.bouchard@mnd-b.army.mil; john.haberland@us.army.mil
Subject: RE: Update

Sir,

Tomorrow the Quantico Brig is holding their Classification and Assignment Board, which makes recommendations to the Brig OIC. We requested the OIC consider the issues you presented in his determination of PFC Manning's status. We should find out a result by COB tomorrow on whether his status is going to change. We obtained his uniforms and he will have them for his meetings with you next week.

We still are waiting on a nomination for an IA expert. As I previously stated, the MDW does not have any available IA experts so we had to go to the Army G2/G6 for that assistance.

Do you still want to meet next week at Ft Meade? As previously stated, lets plan for early evening on Wed? We confirmed that CID did collect PFC Manning's health records and we are now working to get a copy. They currently have them sealed and once we take possession of them, we will release the documents after having a taint attorney review them for possible privileged documents (you will of course receive the privileged documents, but we will keep them sealed).

Thanks.
Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
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CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

From: coombs@armycourtmartialdefense.com
Sent: Friday, December 10, 2010 3:35 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; Matthew kemkes <matthew.kemkes@us.army.mil>; paul.r.bouchard@mnd-b.army.mil; john.haberland@us.army.mil
Subject: RE: Update

Ashden,

I just spoke with Capt. Hocter. He says that PFC Manning was not looking as good today due to having his television privileges taken away. Apparently, the confinement facility decided to take away his television privileges when they heard about the rumor spreading in the news about PFC Manning committing suicide.

As far as I know, they didn't explain to PFC Manning why his privileges were being taken away. Due to this fact, PFC Manning apparently looked depressed today (after two days without the privileges). This, in turn, caused Capt. Hocter to recommend that he stay on POI until he looked normal again. Capt. Hocter did recommend that the facility give back his television privileges and allow him to exercise.

As far as the meeting on Wednesday, I would still like to meet. I know that we will have to be flexible as to the time. Also, thank you for the update on the IA and medical records.

Best,

David

David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
Office: (508) 674-6006
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02212917

From: [redacted] USA OTJAG <[redacted]@conus.army.mil>
Sent: Friday, December 10, 2010 4:55 PM
To: [redacted] USA CIO/G-6 <[redacted]@US.Army.Mil>
Cc: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Subject: RE: Hot -- Re: (U) RE: US v. Manning Requests (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

[redacted]

I spoke with CPT Fein the lead prosecutor for the Manning case and he believes the defense needs an operational level expert. Someone who implements AR 25-2 not write the policy.

Please get in touch with him to pass along the name of such an Army expert as early as possible next week.

Thanks

[redacted]

Recall that I am on leave next week.

[redacted]
Office of the Judge Advocate General of the Army, Pentagon 3D548
NIPR: [redacted]@conus.army.mil
SIPR: [redacted]@HQDA-S.army.smil.mil
JWICS: [redacted]@dami.ic.gov
Tel: [redacted]

02886180

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Sunday, December 12, 2010 11:00 PM
To: coombs@armycourtmartialdefense.com
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Matthew kemkes; paul.r.bouchard@mnd-b.army.mil; john.haberland@us.army.mil
Subject: RE: Update

Sir,

Good evening. We are working to determine why PFC Manning's television privileges were allegedly taken away. As previously stated, on 10 Dec 10 the Classification and Assignment Board met and we should know the results tomorrow whether some of the administrative protective measures can/will be lifted. The Army G2/G6 is working to provide the most appropriate IA expert. I spoke with our POC on Friday and I expect to have an answer the first half of this week and then we will present the expert to the convening authority.

Our trial this week could end earlier than expected, but I leave that decision to your co-counsel, MAJ Kemkes. As of now, Joe and I will plan to meet on Wed late afternoon either at Meade or our office at McNair. We will remain flexible as well.

Please let us know if there are any issues with your meetings this week with your client. All the arrangements are made and ready to execute.

We are diligently working on determining what information we are in possession of and can be released pursuant to your requests.

Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
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NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02885208

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Sunday, December 12, 2010 11:28 PM
To: [redacted] USA CIO/G-6
Cc: [redacted] USA OTJAG; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: US v. Manning Requests (UNCLASSIFIED)

Importance: High

[redacted],

Good evening. Thank you for your assistance. Once you identify the person who could fulfill this requirement (IA practical experience, including SIPR, but NOT forensics), please send the name and contact info to me and my co-counsel (CPT Joe Morrow-CCed). Thank you again.

v/r
Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
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CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

From: [redacted] CIV USA [[redacted]@us.army.mil]
Sent: Monday, December 13, 2010 6:48 AM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA; [redacted] CIV USA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: Little more serious note (UNCLASSIFIED)
Signed By: [redacted]@us.army.mil

Classification: UNCLASSIFIED
Caveats: FOUO

In examining the items from the Aunt's house, there was an encrypted file. Created in early Jan 10, which was located on a SD card (no clue on time zone). The file was named yada.tar.bz2.nc,appears to encrypted with mcrypt and it was about 100MB. There are lots of photos on the various SD cards which [redacted] will have to review, in several photos there are lots of people. Not too sure who is who.

[redacted]
Digital Forensics and Research Branch
Computer Crime Investigative Unit
Bldg 193, 9805 Lowen Road
Fort Belvoir, VA 22060

[redacted]

[redacted]@us.army.mil
[redacted]@us.army.smil.mil

Classification: UNCLASSIFIED
Caveats: FOUO

From: [redacted]Mr CIV USA USACIDC [redacted]@conus.army.mil]
Sent: Monday, December 13, 2010 1:44 PM
To: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Subject: Manning (UNCLASSIFIED)
Signed By: [redacted]@us.army.mil

Classification: UNCLASSIFIED

Caveats: FOUO

Gents,

[redacted] reviewed an SD card seized from Manning's Aunt's house.

Examination of the card found (as of now) 203 records related to Afghanistan

(we're pretty sure it's CIDNE), and 306,174 records related to Iraq (also

pretty sure it's CIDNE). These were created on the card on or about 9 Jan 10. More to follow...

[redacted]

Washington Metro Resident Agency

Computer Crime Investigative Unit

9805 Lowen Road, Bldg 193

Fort Belvoir, VA 22060

[redacted]

Classification: UNCLASSIFIED

Caveats: FOUO

02885215

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Friday, December 17, 2010 8:33 AM
To: [redacted] USA CIO/G-6
Cc: [redacted] USA OTJAG; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: US v. Manning Requests (UNCLASSIFIED)

Importance: High

[redacted],

Good morning. I was wondering if you have the name for the IA expert we may use? We really need to get that individual identified so that we can keep our case moving forward, otherwise there could be potential impact on the prosecution. Thank you.

v/r
CPT Fein

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02223598

From: [redacted] USA CIO/G-6 [redacted]@US.Army.Mil]
Sent: Friday, December 17, 2010 3:29 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Cc: [redacted] USA OTJAG; [redacted] USA CIO/G-6
Subject: RE: US v. Manning Requests (UNCLASSIFIED)
Signed By: [redacted]@us.army.mil

Classification: UNCLASSIFIED
Caveats: FOUO

Classification: UNCLASSIFIED
Caveats: FOUO

CPT Fein,

The organizational entity within Headquarters Department of the Army that has operational responsibility for implementing AR 25-2 on the HQDA NIPR and SIPRNETs is the Enterprise Security Services - Pentagon, a Directorate of the Information Technology Agency, which is part of the Office of the Administrative Assistant to the Secretary of the Army.

The Information Assurance personnel who we (in the CIO/G-6 Cyber Directorate) contact regarding operational issues with the HQDA NIPR and SIPR networks are:

[redacted] and [redacted]. Both are civilian employees.

The Director of the Information Technology Agency is [redacted], and SES.

I have been unable to contact either [redacted] or [redacted] this afternoon.

Respectfully,

[redacted]
Office of Information
Assurance and Compliance
[redacted] DSN [redacted]
[redacted]@us.army.mil

02219526

From: Almanza, Paul <Paul.Almanza@usdoj.gov>

Sent: Monday, December 20, 2010 10:47 AM

To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; coombs@armycourtmartialdefense.com; Matthew kemkes <matthew.kemkes@us.army.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; Haberland, John CPT USA Regimental Judge Advocate <john.haberland@conus.army.mil>; Rose, Luke CPT USD-C SJA Chief, Military Justice <luke.rose@mnd-b.army.mil>

Cc: Zimmerman, Sara J SGT USA JFHQ- NCR/MDW SJA <Sara.Zimmerman@jfhqncr.northcom.mil>

Subject: RE: Article 32 (PFC Manning)

All -

Just touching base again on the status of this matter. Let me know if you have an ETA on the completion of the sanity board

Thanks, and happy holidays to all of you.

LTC Almanza

02185190

From: [redacted] CIV USA [redacted]@us.army.mil>
Sent: Monday, December 20, 2010 5:09 PM
To: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Subject: Update (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: FOUO

Busted open the encrypted file on the SD Card. Probably want to check your SIPR.

Have a good meeting.

[redacted]

Digital Forensics and Research Branch

Computer Crime Investigative Unit

Bldg 193, 9805 Lowen Road

Fort Belvoir, VA 22060

[redacted]

[redacted]@us.army.mil

[redacted]@us.army.smil.mil

Classification: UNCLASSIFIED

Caveats: FOUO

02909150

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, December 20, 2010 6:53 PM
To: Almanza, Paul; coombs@armycourtmartialdefense.com; Matthew kemkes; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Haberland, John CPT USA Regimental Judge Advocate; Rose, Luke CPT USD-C SJA Chief, Military Justice
Cc: Zimmerman, Sara J. SGT USA JFHQ- NCR/MDW SJA
Subject: RE: Article 32 (PFC Manning)

Sir,

Good evening. The Sanity Board will likely begin after the New Year. We are currently moving into the process of ensuring all participants have appropriate clearances. Have a Happy Holidays!

v/r
CPT Fein

Ashden Fein
CPT, JA
Chief, Military Justice
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SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02885449

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, December 20, 2010 6:59 PM
To: Sweda, Michael G Dr CIV USA MEDCOM WRAMC
Cc: RICKY.MALONE@US.ARMY.MIL; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; coombs@armycourtmartialdefense.com; Kemkes, Matthew J MAJ MIL USA
Subject: US v. BM (706 Board)

Importance: High

Sir,

Good evening. The US v. PFC Manning case has now moved into the security clearance portion of the process. For this, we will need to ensure all the personnel who will be involved in the case have adequate clearances and appropriate read-ons. Can you please verify that the following personnel will be the members of the RCM 706 Board? Thank you.

706 Board:

Dr. Sweda

LTC Schneider

CPT(P) Benesh

v/r

CPT Fein

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

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02886049

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, December 22, 2010 10:14 AM
To: [redacted]
Cc: [redacted] Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: Update (US v. BM)

[redacted],

Good morning. I was wondering if you could please provide us an update from our last meeting? Thank you.

Happy Holidays!

Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
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SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02212897

From: [redacted] USA OTJAG [redacted] @conus.army.mil]
Sent: Wednesday, December 22, 2010 10:25 AM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Subject: FW: US v. Manning Requests (UNCLASSIFIED)
Signed By: [redacted] @us.army.mil

Classification: UNCLASSIFIED
Caveats: FOUO

Ashden,

Did you ever get the SME?

[redacted]

[redacted]

Office of the Judge Advocate General of the Army, Pentagon 3D548
NIPR: [redacted] @conus.army.mil
SIPR: [redacted] @HQDA-S.army.smil.mil
JWICS: [redacted] @dami.ic.gov
Tel: [redacted]

02885223

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, December 22, 2010 10:34 AM
To: [redacted] USA OTJAG
Subject: RE: US v. Manning Requests (UNCLASSIFIED)

No sir. Spoke with your POC, and he said he was working it. He said I should have it by Mon and that did not happen.

Ashden Fein
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SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02188737

From: [redacted]@state.gov>
Sent: Wednesday, December 22, 2010 10:59 AM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: [redacted]@state.gov>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Subject: RE: Update (US v. BM)

Ashden,

Our folks here are still in the process of reviewing the docs for redactions. We've also developed a plan with our L bureau leadership on identifying appropriate declarants for the documents you've identified for us. Several of the folks working on this are now out for the holidays, so we should have a more detailed update for you just after the New Year.
I hope that works for you.

Any further developments on timing from your end?

Thanks, and Happy Holidays to both of you!

Best,
[redacted]

PS -- I removed [redacted] from the list, as she's now taken over her new portfolio and quite busy with it!

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, December 22, 2010 7:42 PM
To:
Cc: [redacted] Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: RE: Update (US v. BM)

[redacted],

Thanks. We are preparing to move into the Mental Competency examination portion. We expect this to take approximately 4-6 weeks after the new year. The key event that we are now preparing for is to have the new charges sworn out against BM by the second week of January. Prior to us doing this, we will need to figure out the number of documents from each Department that we can use. What would be very helpful would be a thumbs up from you that we will likely have the authority to proceed with the grouping of documents DoS is currently reviewing. The formal approval can come later. Also, do you know if any of the documents in the set we gave you have been released?

Thank you. Happy Holidays!

Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
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NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02188733

From: [redacted]@state.gov>
Sent: Thursday, December 23, 2010 1:36 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: [redacted]@state.gov>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Subject: SBU: Update (US v. BM)

SBU/Law Enforcement Sensitive

Hi Ashden,

I left you a voicemail, but will be leaving early today and out next week, so wanted to follow up with an email. FYI, I'll have blackberry, but not sure what quality coverage I'll have after the 26th.

We were working off the expectation, based on our last meeting, that your team would plan to announce new charges after the mental competency hearing (rather than before it's completed), which we understood could be as early as end of January. It will be very difficult for us to get a read from policymakers on the full batch of docs under review before then, particularly given heavy holiday absences in the upcoming week and that we'll be working with a number of regional bureaus. We will keep moving forward on things here, but why don't we touch base the first week in January. I don't expect we'll be able make representations about particular documents, or the full group, at that time, but we should be able to give you a general reaction from policy leaders and an update on where things stand.

Based on my review only 6 documents in this group have been publicly released at this time. I'll send [redacted] the list on the class side, as I don't think I have your class (SIPRnet) email addresses. He can then pass along to you when he returns -- I think he's scheduled to be in the office mid-to-late next week.

Thanks, and have a happy and healthy holiday!

[redacted]

PS -- Also, I have a new phone number (unlikely to change again in the near future): [redacted].

02889777

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Thursday, December 23, 2010 1:46 PM
To: [redacted]@state.gov'
Cc: [redacted]@state.gov'; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: Re: SBU: Update (US v. BM)

[redacted]. Thanks. We already left for the holidays as well but I am also available by bb. Our timeline has accelerated a little bit, but really only by a week or two. The competency hearing is going to start after the new year and it will hopefully speed up from 6 weeks to 4 weeks. We will need to charge before its conclusion, thus by the midle of jan. Sorry for the confusion. Thank you for your help and happy holidays!

Ashden

Ashden Fein
CPT, JA
202-685-4903 (O)
202-450-8230 (C)

02888258

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Thursday, December 23, 2010 5:24 PM
To: [redacted] USA OTJAG
Subject: Re: still on phone (UNCLASSIFIED)

Sir. [redacted] The big step right now is the IA expert and getting everyone the clearnaces. Pcr is complete and level is ts/sci-si, hcs, g. They didn't think tk. I have coombs sf86 and he sent me a signed copy. Please let me know the best way forward to get all involved the right clearances and read-on. Thx. Happy holidays.

Ashden Fein
CPT, JA
202-685-4903 (O)
202-450-8230 (C)

02212886

From: [redacted] USA OTJAG <[redacted]@conus.army.mil>
Sent: Monday, December 27, 2010 8:35 AM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Subject: RE: still on phone (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Ashden,

Below is the information and format that I typically need to process a request for a civilian defense attorney. In the case of Coombs, my understanding is that he has a SECRET clearance in his reserve capacity. However, even this clearance is only good for granting access to classified at the SECRET level for work he conducts in his reserve capacity...not as a civilian defense counsel. Thus we need the whole request to initiate the TS(SBI). If his national agency and fingerprint checks come back clean, he may be granted an interim.

Regarding his detailed military TDS attorney I need his SSN to run his status in JPAS. If he does not have a current TSSBI then he will have to complete the EQUIP/SF-86 and submit the request similar to Coombs.

Regarding the docs at Walter Reed. I need their SSNs as well. They will likely not have TSSBIs so they will have to submit the EQUIP/SF-86s too.

There is the possibility that the TDS and Docs may be able to process their clearance requests through their servicing security offices. However, since they are not in TSSCI billets it likely will be better for them to submit the requests through me to the G2...especially given the high level access that they need.

Get me the SSNs ASAP and I will get back with you on the TDS/Doc's process.

[redacted]

1. Follow the procedures in AR 380-67, paragraph 3-404f. You and MDW TDS will need to contact your supporting security office. This office will be the central point for issueing the base clearances once interim clearances are passed from CCF. (Need to research how HCS and G will be provided, as this has never been needed before.)

2. What I need specifically is:

a. A request memorandum thru the Office of the Judge Advocate General ATTN: DAJA-IO, Washington D.C. 20310-2212, FOR Deputy Chief of Staff, G2, ATTN: DAMI-CIS, Washington, D.C. 20310-1056. SUBJECT: Request for
Access to Classified Information by a Civilian Attorney

b. The memo needs to state

1) Full name of the civilian attorney, including SSN, date
and place of birth, Citizenship.

2) Full name of the soldier facing courts-martial, type of
courts-martial, name and amount of charges/specifications.

3) Whether the civilian attorney has requested access to the classified information, the basis for the request and an endorsement by the Staff Judge Advocate supporting the need to provide access to ensure the accused is adequately provided legal counsel/representation.

4) A statement discussing the relevance of classified information to the charges/courts-martial proceeding. Why, in light of the facts of the case, specifically does the civilian defense counsel need access to classified information.

5) The level of classified information the civilian attorney needs access to (e.g. SECRET, SECRET NOFORN, TOP SECRET, TOP SECRET (SCI), HCS, G, SI, TK etc.).

6) A statement that the civilian attorney will submit the appropriate paperwork (SF86) for a request for a security clearance, and execute a DOD Non-Disclosure Agreement.

3. Once I receive the signed memorandum from your office I will review it and coordinate as necessary. I then will forward the request to the DCSINT, G2 for their action.

[redacted]
Office of the Judge Advocate General of the Army, Pentagon 3D548
NIPR: [redacted]@conus.army.mil
SIPR: [redacted]@HQDA-S.army.smil.mil
JWICS: [redacted]@dami.ic.gov
Tel: [redacted]

02212876

From: [redacted] USA OTJAG [redacted]@conus.army.mil]
Sent: Monday, December 27, 2010 8:54 AM
To: [redacted] USA CIO/G-6
Cc: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Subject: FW: US v. Manning Requests (UNCLASSIFIED)
Signed By: [redacted]@us.army.mil

Follow Up Flag: Follow up
Flag Status: Completed

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted],

Could you please give me a status update on the CIO/G6 identifying a SME in the Manning
Case?

Thanks

[redacted]
Office of the Judge Advocate General of the Army, Pentagon 3D548
NIPR: [redacted]@conus.army.mil
SIPR: [redacted]@HQDA-S.army.smil.mil
JWICS: [redacted]@dami.ic.gov
Tel: [redacted]

02885440

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, December 29, 2010 7:55 AM
To: [redacted] CIV DISA PEO-MA
Cc: [redacted] CIV USA; [redacted] Mr CIV USA USACIDC; [redacted] Mr CIV US USA USACIDC; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: US v. BM (wiki)

Importance: High

Mr. [redacted],

Good morning. I am the lead prosecutor for the Wiki case of US v. PFC Manning. The prosecution team, along with US Army CID, would like to schedule a meeting with you to discuss the analysis your team conducted through the DISA web audit. We would like to meet ASAP and will likely have Department of Justice attorneys joining us during the meeting. Are you available this week or very early next week? Thank you.

v/r

CPT Fein

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02888244

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, December 29, 2010 8:32 AM
To: [redacted] USA OTJAG
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: RE: still on phone (UNCLASSIFIED)

Importance: High

Sir,

Below are our current names for those required access for over S and indoctrination. My best guess on what levels each are currently cleared and/or read-on is in parenthesis next to their SSN. If its easier, I could have our security manager run everyone's SSN and then we could produce a list of those that need G2 assistance for expeditious processing and those that don't.

Thanks.

Ashden

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, December 29, 2010 10:30 AM
To: [redacted]@iraq.centcom.mil
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; [redacted]@iraq.centcom.mil
Subject: US v. PFC Manning RFI

Importance: High

Sir,

Good afternoon. I am the lead prosecutor for US v. PFC Manning (wiki). We received a copy of the USF-I 15-6 investigation which was approved by MG Garrett on 23 Aug 10. The version we received, along with the Secretary of the Army (SA) 15-6 team, is classified "SECRET" although the majority of the information appears to be UNCLASSIFIED.

Is it possible for us to receive an UNCLASSIFIED version of the 15-6? If some of the pages and/or enclosures are classified, it makes sense that we will have to keep those on SIPR, but if the majority is unclassified it will allow us to keep it as part of the normal court-martial process (unclassified discovery) and the SA investigators to use it as part of their findings and recommendations.

Eventually during the court-martial process, we will be required to identify what is classified or not, and then grant the authority for the defense team to have access. This request would streamline that process and hopefully include personnel that were part of the original investigation, versus trying to complete this task months down the road.

If possible, then please re-scan the UNCLASSIFIED version using a high resolution (300dpi) so that we can reproduce it in the future.

If this needs to be a more formal request, please let me know. Thank you.

v/r

CPT Fein

02884511

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, December 29, 2010 10:33 AM
To: [redacted]@iraq.centcom.mil
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; [redacted]@iraq.centcom.mil'
Subject: US v. PFC Manning RFI

Importance: High

Sir,

Good afternoon. I am the lead prosecutor for US v. PFC Manning (wiki). We received a copy of the USF-I 15-6 investigation which was approved by MG Garrett on 23 Aug 10. The version we received, along with the Secretary of the Army (SA) 15-6 team, is classified "SECRET" although the majority of the information appears to be UNCLASSIFIED.

Is it possible for us to receive an UNCLASSIFIED version of the 15-6? If some of the pages and/or enclosures are classified, it makes sense that we will have to keep those on SIPR, but if the majority is unclassified it will allow us to keep it as part of the normal court-martial process (unclassified discovery) and the SA investigators to use it as part of their findings and recommendations.

Eventually during the court-martial process, we will be required to identify what is classified or not, and then grant the authority for the defense team to have access. This request would streamline that process and hopefully include personnel that were part of the original investigation, versus trying to complete this task months down the road.

If possible, then please re-scan the UNCLASSIFIED version using a high resolution (300dpi) so that we can reproduce it in the future.

If this needs to be a more formal request, please let me know. Thank you.

v/r

CPT Fein

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, December 29, 2010 10:35 AM
To: Mayfield, David A Mr CIV USA OTJAG
Subject: PCR Results
Attachments: 10-Dec-13-PCR Review Results (ManningB).pdf

Sir. I realized that we did not send this to you. It will be an enclosure to the formal request for clearances.

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02212869

From: [redacted] USA OTJAG <[redacted]@conus.army.mil>
Sent: Wednesday, December 29, 2010 11:57 AM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Subject: RE: PCR Results (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Thanks,

I am working on this with the G2. Will let you know the next steps.

[redacted]

[redacted]

Office of the Judge Advocate General of the Army, Pentagon 3D548
NIPR: [redacted]@conus.army.mil
SIPR: [redacted]@1QDA-S.army.smil.mil
JWICS: [redacted]@dami.ic.gov
Tel: [redacted]

From: [redacted] CIV USA [redacted]@us.army.mil]
Sent: Wednesday, December 29, 2010 4:14 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Cc: [redacted] CIV US USA USACIDC
Subject: Re: Interview with [redacted] - Thursday, 30-Dec-2010 @ 1330 (UNCLASSIFIED)

Follow Up Flag: Follow up
Flag Status: Completed

Classification: UNCLASSIFIED

Caveats: FOUO//LAW ENFORCEMENT SENSITIVE

CPT FEIN and CPT MORROW,

As I understand it, you'll be meeting with the 15-6 Team tomorrow in the morning. The interview of [redacted] is scheduled for 1330, and we'll be meeting him at his place of work located at either 4550 Parade Field Lane -OR- 4550 Llewellyn

Avenue (I am going to assume its building 4550 on the corner of Parade Field and Llewellyn). [redacted] advised it is right in front of the giant flagpole (1st Army Division east) and next to 902nd MI Headquarters. I need to check up on some things going on at Fort Meade (unrelated to this investigation) and I'll meet you there about 1315. [redacted] advised that one of us can give him a call when we arrive and he'll have to figure out if we'll need badges to go to whatever space he has identified for us to use. His numbers are:

Office: [redacted]

Blackberry: [redacted]

Let me know if anything comes up.

--

[redacted]

Washington Metro Resident Agency

Computer Crime Investigative Unit (CCIU)

U.S. Army Criminal Investigation Command (USACIDC)

9805 Lowen Road, Building 193

Fort Belvoir, VA 22060

[redacted]

[redacted]

Email: [redacted]@us.army.mil <mailto:[redacted]@us.army.mil>

Email: [redacted]@leo.gov

SIPR: [redacted]@us.army.smil.mil <mailto:[redacted]@us.army.smil.mil>

Web: www.cid.army.mil/cciu.html <http://www.cid.army.mil/cciu.html>

* *

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* *

Classification: UNCLASSIFIED

Caveats: FOUO//LAW ENFORCEMENT SENSITIVE

02185109

From: [redacted] CIV USA <[redacted]@us.army.mil>
Sent: Thursday, December 30, 2010 12:04 PM
To: [redacted]@ic.fbi.gov>; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Cc: [redacted] (USAVAE) [redacted]2@usdoj.gov>; [redacted] [redacted]@ic.fbi.gov>; [redacted]r@ic.fbi.gov>
Subject: RE: Affidavit issues (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

Concerning the CD with the red SECERT sticker on it. That CD contained a copy of the 12JUL07 CZ ENGAGEMENT ZONE 30 GC.wmv apache air strike movie on it. A mac computer was used to burn the CD.

[redacted]
Digital Forensics and Research Branch
Computer Crime Investigative Unit
Bldg 193, 9805 Lowen Road
Fort Belvoir, VA 22060

[redacted]

[redacted]@us.army.mil
[redacted]@us.army.smil.mil

02215646

From: coombs@armycourtmartialdefense.com
Sent: Thursday, December 30, 2010 12:07 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>; Matthew kemkes <matthew.kemkes@us.army.mil>; paul.r.bouchard@mnd-b.army.mil; john.haberland@us.army.mil
Subject: M.R.E. 505(h)(1) Motion
Attach: MRE 505(h)(i) Motion.pdf

Ashden - Joe,

I have attached a motion outlining the defense's position on the requirement for a 505(h)(1) disclosure for the 706 board. I know that you are being told that such a disclosure is not required. I thought a motion from the defense detailing our understanding of the controlling authorities might be helpful.

If the individuals advising you on this issue still believe that a 505(h)(1) disclosure is not required, could you please ask them to point to the authority that they are relying upon? This information would assist the defense in deciding how to handle this issue.

I hope your holiday break is going well. Feel free to call me if you have any questions based upon the motion.

Best,
David
David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
Office: (508) 674-6006
Fax: (508) 324-9896
coombs@armycourtmartialdefense.com
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02910361

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Sunday, January 02, 2011 9:27 PM
To: [redacted]ARE USA USCENTCOM CCJA/SJA'
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: Apache Video

Sir. Happy New Years! Thank you for all your assistance in 2010 and now the rodeo continues into 2011. Is there a way to receive an UNCLAS version of the apache video classification review so that we can disclose this to the defense? We need to let them know and the document is "CONFIDENTIAL". Thank you.

v/r

Ashden

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

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CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02901388

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Sunday, January 02, 2011 11:08 PM
To: [redacted] USA OTJAG
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: Happy New Year & Clearances

Sir.

Happy New year. The fun continues in '11. Any update on the clearances? I would really like to get the formal request for all personnel up to you by the middle of the week so we can start moving. There is also a chance that Joe and I will be heading to Ft Drum this week for interviews. Also, we still have not heard back from the IA section about an expert. Thanks.

Ashden

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02898574

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, January 03, 2011 10:56 AM
To: coombs@armycourtmartialdefense.com
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA; Matthew kemkes; paul.r.bouchard@mnd-b.army.mil; john.haberland@us.army.mil
Subject: RE: M.R.E. 505(h)(1) Motion

David,

Thank you. Although I did not respond sooner, we are working this issue concurrently with getting everyone the requisite clearances. You should have also received through the US Mail PFC Manning's medical records. Please confirm the receipt over email.

Happy New Year!

Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02907527

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Tuesday, January 04, 2011 11:48 PM
To: [redacted] USA OTJAG
Subject: Chat tomorrow

Importance: High

Sir. Are you available tomorrow to chat? Joe and I are at Ft Drum this week conducting interviews but I am available by BB. Would like to chat about the following four issues:

1. Clearances

2. OCA reviews for DoD info

3. IA expert

4. New issue: Defense 706 analysis

Thanks.

Ashden

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02215641

From: coombs@armycourtmartialdefense.com
Sent: Wednesday, January 5, 2011 3:08 PM
To: james.averhart@usmc.mil; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Cc: Matthew kemkes <matthew.kemkes@us.army.mil>; Paul Bouchard <paul.r.bouchard@mnd-b.army.mil>
Subject: Confinement Conditions of PFC Manning
Attach: Confinement Memorandum.pdf

CWO4 Averhart,

Please see the attached memorandum requesting that you change PFC Manning's current classification and assignment. I would appreciate a response to my memorandum by 12 Jan. 2011. If you have any questions, feel free to contact me.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
Office: (508) 674-6006
Fax: (508) 324-9896
coombs@armycourtmartialdefense.com
www.armycourtmartialdefense.com

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02215640

From: coombs@armycourtmartialdefense.com
Sent: Wednesday, January 5, 2011 3:16 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Cc: Matthew kemkes <matthew.kemkes@us.army.mil>; Paul Bouchard <paul.r.bouchard@mnd-b.army.mil>
Subject: 505(h)(1) Disclosure

Ashden,

I know you said you are working this issue. Can you tell me if the government's position is still that a 505 (h)(1) disclosure is not required for the 706 board? I need to know this because I am exploring raising this issue as a writ to ACCA. I would like to try to resolve this issue before the start of the 706.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
Office: (508) 674-6006
Fax: (508) 324-9896
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02910890

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Wednesday, January 05, 2011 10:56 PM
To: coombs@armycourtmartialdefense.com; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Cc: Matthew kemkes; Paul Bouchard
Subject: RE: 505(h)(1) Disclosure

Sir,

The prosecution team's position is that the Accused's discussion of his own classified thoughts during his RCM 706 board is not deemed a disclosure for purposes under MRE 505(h)(1). We are still waiting on our technical higher's re-concurrence of our analysis.

Our plan is to provide you with our full analysis of the issue and then we move forward. This is being worked concurrently with obtaining the clearances for you and all other participants. We are also following-up with Quantico Brig on your written request and still finding the IA expert.

v/r
Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
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SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02215638

From: coombs@armycourtmartialdefense.com
Sent: Wednesday, January 5, 2011 11:35 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Cc: Matthew kemkes <matthew.kemkes@us.army.mil>; Paul Bouchard <paul.r.bouchard@mnd-b.army.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Subject: RE: 505(h)(1) Disclosure

Ashden,

Thank you for the update. I will coordinate with DAD on the writ issue. For timing purposes, I would like to have your written response and then file the writ on the same day. Give me a heads up when you expect the written response to come my way.

Also, I am working on the replacement forensic psychiatrist for the defense team. I spoke with COL Malone today. He had a couple of suggestions for a suitable replacement to COL Benedek in the MDW area. I will hopefully have a name to submit to you sometime either this or early next week.

Finally, I am hoping that my written request to the Brig will help move the confinement issue forward. If not, I will submit a motion to the CA next week. Please keep me posted if you have any luck with CWO4 Averhart.

Best,
David

David E. Coombs, Esq.
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45 North Main Street, 5th Floor
Fall River, MA 02720
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coombs@armycourtmartialdefense.com
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02212853

From: [redacted] USA OTJAG <[redacted]@conus.army.mil>
Sent: Thursday, January 6, 2011 11:18 AM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Subject: RE: Chat tomorrow (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Ashden,

I am back in the office and ready to discuss. Sorry, but I had to take leave. I am working on the clearance issue. I will send the specific clearance way ahead to you by COB today.

[redacted]
Office of the Judge Advocate General of the Army, Pentagon 3D548
NIPR: [redacted]@conus.army.mil
SIPR: [redacted]@HQDA-S.army.smil.mil
JWICS: [redacted]@dami.ic.gov
Tel [redacted]

02188730

From: [redacted]@state.gov>
Sent: Thursday, January 6, 2011 6:34 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Cc: [redacted]@state.gov>
Subject: Call tomorrow?

Ashden and Joe,

Do you have a few minutes tomorrow for a call to discuss a few issues that we've come across with the document review? [redacted] and I are both free tomorrow afternoon.

It might be helpful for us to send you a few samples of what the cables would look like in redacted form on the high side. I understand that you might be on the road this week. Do you happen to have SIPR access?

Thanks,
[redacted]

[redacted]
U.S. Department of State
[redacted]

SBU
This email is UNCLASSIFIED.

02907521

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Thursday, January 06, 2011 11:49 PM
To: [redacted] USA OTJAG
Subject: Re: Chat tomorrow (UNCLASSIFIED)

Sir. Thanks. Absent being snowed in, we should be back in the AO tomorrow late afternoon. We will need to get the clearances through ASAP.

Ashden Fein
CPT, JA
202-685-4903 (O)
202-450-8230 (C)

02893017

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Sunday, January 09, 2011 7:03 PM
To: [redacted] USA OTJAG
Cc: Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: Phone Meeting

Sir. Can we schedule a phone meeting tomorrow (Monday) anytime after 1200? We would like to discuss the below topics:

1. IA Expert Request
2. Clearances
3. OCA Reviews for DoD Info
4. Classification Review by CENTCOM for Apache video
5. Defense's RCM 706 analysis based on classified information

Thanks.

Ashden

Ashden Fein

CPT, JA

Chief, Military Justice

U.S. Army Military District of Washington (MDW)

COMM: 202-685-4903 (DSN 325)

CELL: 202-450-8230

NIPR: ashden.fein@jfhqncr.northcom.mil

SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02184969

From: [redacted] CIV USA USACIDC [redacted]@us.army.mil]
Sent: Sunday, January 09, 2011 9:00 PM
To: SJA - MDW - FEIN; Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Cc: [redacted] CCIU - 701st OPS - [redacted]
Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA
Subject: CCIU review of documents requested for release to 15-6 Team
Attachments: 15-6 Document Request.xlsx
Signed By: [redacted]@us.army.mil

Importance: High

Follow Up Flag: Follow up
Flag Status: Completed

CCIU has completed its review of the documents requested by [redacted] for release to the 15-6 team. Attached is a spreadsheet, which identifies those documents which CCIU does not recommend releasing to the 15-6 team.

If you require further clarification on any documents we will be available 24/7 to expedite any inquiries.

v/r

[redacted]

Washington Metro Resident Agency

Computer Crime Investigative Unit

Bldg 193, 9805 Lowen Road

Fort Belvoir, VA 22060

(W) [redacted]

(F)

(C)

[redacted]@us.army.mil

[redacted]@us.army.smil.mil

02212845

From: [redacted] USA OTJAG <[redacted]@conus.army.mil>
Sent: Monday, January 10, 2011 4:42 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>
Subject: Security Clearances (UNCLASSIFIED)
Attach: Request for Military Personnel Access (ManningB).doc; Request for Civilian Attorney Access (ManningB).doc

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Classification: UNCLASSIFIED
Caveats: NONE

Ashden,

Attached are two request memos for completion. One if for Coombs and the other is for all of the military personnel. I am going to get you a security office POC to process these clearances and accesses. Should have the phone number tomorrow.

[redacted]

[redacted]
Office of the Judge Advocate General of the Army, Pentagon 3D548
NIPR: [redacted]@conus.army.mil
SIPR: [redacted]@HQDA-S.army.smil.mil
JWICS: [redacted]@dami.ic.gov
Tel: [redacted]

Classification: UNCLASSIFIED
Caveats: NONE

02903550

From: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA
Sent: Monday, January 10, 2011 5:31 PM
To: [redacted] MIL USA OTJAG
Cc: [redacted] USA JFHQ-NCR/MDW SJA; [redacted] USA JFHQ-NCR/MDW SJA; Morrow III, JoDean, CPT USA, JFHQ-NCR/MDW SJA; [redacted] MIL USA TRADOC; [redacted] MIL USA TRADOC; [redacted] CIV USA; [redacted] MIL USA TRADOC
Subject: Document Release
Attachments: 15-6 Document Release.pdf

Importance: High

Sir,

Attached is the spreadsheet of the law enforcement and prosecution review of the Exhibits list. The AR 15-6 investigators have a green light for the majority of the documentation. The items marked with a yellow "Y" are documents in which we will redact specific information prior to release to the AR 15-6 investigative team. The items marked with a red "N" are documents that we will not release because either its content or disclosure of its existence will directly affect the ongoing criminal investigation (military and civilian) and the criminal prosecutions.

We will work to provide all the releasable documents ASAP.

Earlier today, I sent the below but I do not think you received the email.

As of today, law enforcement and the prosecution team consider no person still in Category III; therefore the investigative team should feel free to interview all those we originally fenced. However, we would still like the maintain the ability to interview any remaining witnesses first before the 15-6 investigators conduct their interviews.

CID is working to get the contact information of those not at Ft Drum so that we can conduct phone or in-person interviews of the remaining individuals. If there are additional witnesses, please have the investigators send us those names, so that we can analyze their potential effect on the law enforcement investigation and prosecution. We will work to conduct those interviews this week.

v/r

Ashden

Ashden Fein
CPT, JA
Chief, Military Justice
U.S. Army Military District of Washington (MDW)
COMM: 202-685-4903 (DSN 325)
CELL: 202-450-8230
NIPR: ashden.fein@jfhqncr.northcom.mil
SIPR: ashden.fein@jfhqncr.northcom.smil.mil

02215633

From: coombs@armycourtmartialdefense.com
Sent: Monday, January 10, 2011 10:37 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Cc: Matthew kemkes <matthew.kemkes@us.army.mil>; Paul Bouchard <paul.r.bouchard@mnd-b.army.mil>
Subject: Supplemental Discovery Request
Attach: Discovery Request - 10 Jan 11.pdf

Ashden,

Here is a supplemental discovery request. Also, I was wondering when you thought you would be responding to the 505 issue. I would like to have an idea on the time line in order to coordinate with DAD. Feel free to call if you have any questions.

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
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02223597

From: [redacted] USA CIO/G-6 <[redacted]@US.Army.Mil>
Sent: Wednesday, January 12, 2011 11:55 AM
To: [redacted] USA OTJAG <[redacted]@conus.army.mil>; [redacted] USA HQDA ITA ESS-P <[redacted]@us.army.mil>
Cc: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <ashden.fein@jfhqncr.northcom.mil>
Subject: US vs Manning Defense Team support (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: FOUO

[redacted]

This morning I discussed your requirement with [redacted], Director of the Enterprise Security Services - Pentagon (ESS-P), and we tried to bring you in on a conference call, but your line went to voice messaging.

We believe that [redacted] has an Information Assurance Subject Matter Expert on his staff that can support the Defense team. The only issue is to formally get an official tasking down through the tasking system to [redacted] organization. As I indicated previously, ESS-P a element of the Information Technology Agency with is under the Administrative Assistant to the Secretary of the Army, so the request would have to go to the Admin Assistant's office.

[redacted]
Office of Information
Assurance and Compliance
[redacted] DSN [redacted]
[redacted]@us.army.mil

Classification: UNCLASSIFIED
Caveats: FOUO

02215629

From: coombs@armycourtmartialdefense.com
Sent: Wednesday, January 12, 2011 12:06 PM
To: Fein, Ashden CPT USA JFHQ-NCR/MDW SJA <Ashden.Fein@jfhqncr.northcom.mil>; Morrow III, JoDean, CPT USA JFHQ-NCR/MDW SJA <JoDean.Morrow@jfhqncr.northcom.mil>
Cc: Matthew kemkes <matthew.kemkes@us.army.mil>; Paul Bouchard <paul.r.bouchard@mnd-b.army.mil>
Subject: Forensic Psychiatrist
Attach: Forensic Psychiatrist Request.pdf

Ashden,

I wanted to let you know that I found a replacement for COL Benedek. The defense would like Capt. Kevin Moore to be assigned to the defense team. Capt. Moore just PCS'd from Japan, and has not had a chance to send me a CV. Do you need a CV, or will the attached request suffice?

Best,
David

David E. Coombs, Esq.
Law Office of David E. Coombs
45 North Main Street, 5th Floor
Fall River, MA 02720
Direct Dial: (401) 744-3007
Office: (508) 674-6006
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INSTRUCTIONS FOR PREPARING AND ARRANGING RECORD OF TRIAL

USE OF FORM - Use this form and MCM, 1984, Appendix 14, will be used by the trial counsel and the reporter as a guide to the preparation of the record of trial in general and special court-martial cases in which a verbatim record is prepared. Air Force uses this form and departmental instructions as a guide to the preparation of the record of trial in general and special court-martial cases in which a summarized record is authorized. Army and Navy use DD Form 491 for records of trial in general and special court-martial cases in which a summarized record is authorized. Inapplicable words of the printed text will be deleted.

COPIES - See MCM, 1984, RCM 1103(g). The convening authority may direct the preparation of additional copies.

ARRANGEMENT - When forwarded to the appropriate Judge Advocate General or for judge advocate review pursuant to Article 64(a), the record will be arranged and bound with allied papers in the sequence indicated below. Trial counsel is responsible for arranging the record as indicated, except that items 6, 7, and 15e will be inserted by the convening or reviewing authority, as appropriate, and items 10 and 14 will be inserted by either trial counsel or the convening or reviewing authority, whichever has custody of them.

1. Front cover and inside front cover (chronology sheet) of DD Form 490.

2. Judge advocate's review pursuant to Article 64(a), if any.

3. Request of accused for appellate defense counsel, or waiver/withdrawal of appellate rights, if applicable.

4. Briefs of counsel submitted after trial, if any (Article 38(c)).

5. DD Form 494, "Court-Martial Data Sheet."

6. Court-martial orders promulgating the result of trial as to each accused, in 10 copies when the record is verbatim and in 4 copies when it is summarized.

7. When required, signed recommendation of staff judge advocate or legal officer, in duplicate, together with all clemency papers, including clemency recommendations by court members.

8. Matters submitted by the accused pursuant to Article 60 (MCM, 1984, RCM 1105).

9. DD Form 458, "Charge Sheet" (unless included at the point of arraignment in the record).

10. Congressional inquiries and replies, if any.

11. DD Form 457, "Investigating Officer's Report," pursuant to Article 32, if such investigation was conducted, followed by any other papers which accompanied the charges when referred for trial, unless included in the record of trial proper.

12. Advice of staff judge advocate or legal officer, when prepared pursuant to Article 34 or otherwise.

13. Requests by counsel and action of the convening authority taken thereon (e.g., requests concerning delay, witnesses and depositions).

14. Records of former trials.

15. Record of trial in the following order:

a. Errata sheet, if any.

b. Index sheet with reverse side containing receipt of accused or defense counsel for copy of record or certificate in lieu of receipt.

c. Record of proceedings in court, including Article 39(a) sessions, if any.

d. Authentication sheet, followed by certificate of correction, if any.

e. Action of convening authority and, if appropriate, action of officer exercising general court-martial jurisdiction.

f. Exhibits admitted in evidence.

g. Exhibits not received in evidence. The page of the record of trial where each exhibit was offered and rejected will be noted on the front of each exhibit.

h. Appellate exhibits, such as proposed instructions, written offers of proof or preliminary evidence (real or documentary), and briefs of counsel submitted at trial.